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225 " U.S. Commission to the Five Civilized Tribes
ALLOTMENT OF LANDS TO DELAWARE INDIANS.

LETTER

FROM

THE SECRETARY OF THE INTERIOR,

IN RESPONSE

TO THE SENATE RESOLUTION OF JANUARY 11, 1904, TRANSMITTING PAPERS AND COPIES OF REPORTS OF THE COMMISSION TO THE FIVE CIVILIZED TRIBES RELATIVE TO THE ALLOTMENT OF LANDS IN THE CHEROKEE NATION TO THE DELAWARE INDIANS.

JANUARY 19, 1904.—Referred to the Select Committee on the Five Civilized Tribes of Indians and ordered to be printed with illustration.

DEPARTMENT OF THE INTERIOR.

Washington, January 18, 1904.

SIR: In compliance with resolution of the Senate of January 11, 1904 (Resolution No. 77, 58th Cong., 2d sess., copy inclosed), directing me to transmit to it copies of reports of the Commission to the Five Civilized Tribes of November 11, 1903, and "January —, 1904," relative to allotments of lands and the segregation of lands in the Cherokee Nation to the Delaware Indians, and all other papers relating to such allotments and segregation, I have the honor to transmit herewith copy of said report of November 11, 1903, and a copy of a report of the Commission to the Five Civilized Tribes of December 31, 1903, which is doubtless the one referred to in the resolution as of "January —, 1904;" also copies of letters received by the Department or written by it, and copies of papers in the files of the Department which appear to fall within the scope of said resolution. A schedule of the papers is attached thereto.

The report of the Commission of December 31, 1903, and the report of the Commissioner of Indian Affairs thereon, are under consideration by the Department, and when a decision is reached a supplemental report thereof will be made to the Senate.

Very respectfully,

E. A. HITCHCOCK, *Secretary.*

THE PRESIDENT PRO TEMPORE UNITED STATE SENATE.,

List of papers.

1. Copy of Senate Resolution No. 77, Fifty-eighth Congress, second session.
2. Letter from Logan, Demond & Harby to Secretary of the Interior, August 23, 1898.
3. Letter from Acting Secretary of the Interior to acting chairman of the Commission to the Five Civilized Tribes, November 4, 1899.
4. Letter from Commissioner of Indian Affairs to Secretary of the Interior, November 20, 1899.
5. Letter from the acting chairman of Dawes Commission to the Secretary of the Interior, November 13, 1899.
6. Letter from Acting Secretary of the Interior to acting chairman of Commission to the Five Civilized Tribes, November 22, 1899.
7. Letter from acting secretary to Dawes Commission, August 29, 1900.
8. Letter from Richard C. Adams to Secretary of the Interior, February 27, 1901.
(Copy of the above letter, with inclosures, sent to Dawes Commission, by indorsement thereon, requesting report.)
9. Letter from Acting Secretary of the Interior to R. C. Adams, March 2, 1901.
10. Letter from the Commissioner of Indian Affairs to Secretary of the Interior, April 3, 1901.
11. Letter from the acting chairman of Commission to the Five Civilized Tribes to Secretary of the Interior, March 23, 1901.
12. Letter from Acting Secretary of the Interior to Commission to the Five Civilized Tribes, April 8, 1901.
13. Letter from Acting Secretary of the Interior to Commissioner of Indian Affairs, April 8, 1901.
14. Letter from Acting Secretary of the Interior to R. C. Adams, April 8, 1901.
15. Letter from R. C. Adams to Secretary of the Interior, May 7, 1901.
16. Letter from Acting Secretary of the Interior to R. C. Adams, May 10, 1901.
17. Letter from Walter S. Logan to Secretary of the Interior, October 2, 1902.
18. Letter from the chief clerk Department of the Interior to Walter S. Logan, October 6, 1902.
19. Letter from Commissioner of Indian Affairs to Secretary of the Interior, November 22, 1902.
20. Letter from Commission to the Five Civilized Tribes to Secretary of the Interior, October 20, 1902.
21. Letter from Acting Secretary of the Interior to Walter S. Logan, November 29, 1902.
22. Letter from Acting Secretary of the Interior to Commission to the Five Civilized Tribes, November 29, 1902.
23. Letter from Acting Secretary of the Interior to Commissioner of Indian Affairs, November 29, 1902.
24. Letter from Commissioner of Indian Affairs to Secretary of the Interior, October 17, 1902.
25. Portion of report of Commission to the Five Civilized Tribes to the Secretary of the Interior, October 9, 1902.
26. Letter from Secretary of the Interior to Commission to the Five Civilized Tribes, October 20, 1902.
27. Letter from Acting Commissioner of Indian Affairs to Secretary of the Interior, February 25, 1903.
28. Portion of report from Commission to the Five Civilized Tribes to Secretary of the Interior, February 13, 1903.
29. Letter from Acting Secretary of the Interior to Commission to the Five Civilized Tribes, March 2, 1903.
30. Letter from Acting Commissioner of Indian Affairs to Secretary of the Interior, March 27, 1903.
31. Portion of report from Commission to the Five Civilized Tribes to Secretary of the Interior, March 17, 1903.
32. Letter from Acting Secretary of the Interior to Commission to the Five Civilized Tribes, March 30, 1903.
33. Letter from principal chief Cherokee Nation to Secretary, April 18, 1903.
34. Telegram from principal chief Cherokee Nation to Secretary of the Interior, April 20, 1903.
35. Letter from Acting Secretary to chief Cherokee Nation, April 25, 1903.
36. Letter from W. W. Hastings, attorney for Cherokee Nation, to Secretary of the Interior, April 23, 1903.
37. Letter from chairman of Commission to the Five Civilized Tribes to Secretary of the Interior, May 1, 1903.

38. Letter from Acting Secretary of the Interior to attorney for the Cherokee Nation, May 6, 1903.
39. Letter from R. C. Adams to the Secretary of the Interior, April 18, 1903.
40. Letter from Acting Commissioner of Indian Affairs to Secretary of the Interior April 28, 1903.
41. Letter from Commissioner of Indian Affairs to Secretary of the Interior, April 30, 1903.
42. Letter from Commission to the Five Civilized Tribes to Secretary of the Interior, April 20, 1903, with exhibits as follows:
 - A. Letter from acting chairman of Commission to the Five Civilized Tribes to Walter S. Logan and William T. Hutchings, January 5, 1903.
 - B. Letter from R. C. Adams to acting chairman of the Commission to the Five Civilized Tribes, January 15, 1903.
 - C. Letter from R. C. Adams to acting chairman of the Commission to the Five Civilized Tribes, April 7, 1903.
 - H. Letter from R. C. Adams to Hon. M. S. Quay, April 10, 1903, and referred to the Commission to the Five Civilized Tribes by Hon. M. S. Quay, April 14, 1903.
 - D. Letter from R. C. Adams to Commission to the Five Civilized Tribes, April 10, 1903.
 - E. Letter from William Nairn to Commission to the Five Civilized Tribes, January 31, 1903.
Letter from Commissioner C. R. Breckinridge to William Nairn, February 6, 1903.
Letter from William Nairn to Commission to the Five Civilized Tribes, February 15, 1903.
 - F and G. Two letters from T. G. Reuter to Commission to the Five Civilized Tribes, February 12, 1903.
43. Letter from Acting Secretary of the Interior to Assistant Attorney-General for the Department of the Interior, May 4, 1903.
44. Letter from Acting Secretary of the Interior to Assistant Attorney-General for the Interior Department, June 1, 1903.
45. Letter from R. C. Adams to Secretary of the Interior, May 27, 1903.
46. Telegram from W. W. Hastings to T. M. Buffington, January 2, 1903.
47. Telegram from Acting Secretary of the Interior to Commission to the Five Civilized Tribes, January 3, 1903.
48. Telegram from acting chairman of Commission to the Five Civilized Tribes to Secretary of the Interior, January 3, 1903.
49. Telegram from Acting Secretary of the Interior to acting chairman of Commission to the Five Civilized Tribes, January 5, 1903.
50. Letter from Commissioner of Indian Affairs to Secretary of the Interior, November 18, 1903.
51. Letter from Commission to the Five Civilized Tribes to the Secretary of the Interior, November 11, 1903.
52. Letter from Commissioner of Indian Affairs to Secretary of the Interior, November 18, 1903.
53. Letter from chairman of the Commission to the Five Civilized Tribes to Secretary of the Interior, November 14, 1903.
54. Letter from Acting Secretary of the Interior to Assistant Attorney-General for the Interior Department, November 19, 1903.
55. Letter from Assistant Attorney-General for the Department of the Interior to the Secretary of the Interior, November 25, 1903.
56. Telegram from Secretary of the Interior to Commission to the Five Civilized Tribes, November 25, 1903.
57. Letter from Secretary of the Interior to Commission to the Five Civilized Tribes, November 28, 1903.
58. Letter from Acting Secretary of the Interior to Commissioner of Indian Affairs, November 28, 1903.
59. Letter from Acting Secretary of the Interior to Commissioner of Indian Affairs, December 10, 1903.
60. Letter from Acting Commissioner of Indian Affairs to Secretary of the Interior, April 30, 1903.
61. Portion of report of Commission to the Five Civilized Tribes to Secretary of the Interior, April 16, 1903.
62. Letter from Acting Secretary of the Interior to Commission to the Five Civilized Tribes, May 5, 1903.
63. Telegram from R. C. Adams to the First Assistant Secretary of the Department of the Interior, May 11, 1903.

64. Telegram from Acting Secretary of the Interior to R. C. Adams, May 11, 1903.
65. Telegram from George L. Chase to the First Assistant Secretary for the Department of the Interior, May 14, 1903.
66. Telegram from Acting Secretary of the Department of the Interior to George L. Chase, May 14, 1903.
67. Telegram from R. C. Adams to Acting Secretary Department of the Interior, May 15, 1903.
68. Telegram from Acting Secretary Department of the Interior to R. C. Adams, May 15, 1903.
69. Telegram from R. C. Adams to Acting Secretary of the Interior, May 18, 1903.
70. Telegram from Acting Secretary of the Interior to R. C. Adams, May 18, 1903.
71. Telegram from R. C. Adams to the Acting Secretary of the Interior, May 19, 1903.
72. Telegram from Acting Secretary of the Interior to R. C. Adams, May 20, 1903.
73. Letter from Acting Commissioner of Indian Affairs to Secretary of the Interior, June 4, 1903.
74. Portion of report of Commission to the Five Civilized Tribes to the Secretary of the Interior, May 16, 1903.
75. Letter from Acting Secretary of the Interior to Commissioner of Indian Affairs, June 6, 1903.
76. Letter from Acting Secretary of the Interior to Commission to the Five Civilized Tribes, June 6, 1903.
77. Letter from Secretary of the Interior to the Attorney-General, June 5, 1903.
78. Letter from the Attorney-General to Secretary of the Interior, June 8, 1903.
79. Answer of the Secretary of the Interior to the bill of complaint in the suit of George Bullette et al. v. The Secretary of the Interior et al., June 19, 1903.
80. Amendment to the bill of complaint by the plaintiffs in the above suit, June 23, 1903.
81. Answer of the Secretary of the Interior to the amendment to the bill of complaint in the above suit, June 30, 1903.
82. Affidavit of the Secretary of the Interior in support of motion to dissolve the temporary restraining order in the above-named suit, June 19, 1903.
83. Affidavit of Tams Bixby in support of motion to dissolve temporary restraining order in the above-named suit, June 13, 1903.
84. Opinion of Mr. Justice Anderson of the supreme court of the District of Columbia, on the motion for temporary injunction in the above-named suit.
85. Decision of Judge Anderson in the above-named suit, October 6, 1903.
86. Telegram from Acting Secretary of the Interior to chairman of the Commission to the Five Civilized Tribes, September 28, 1903.
87. Letter from Acting Secretary of the Interior to the Commission to the Five Civilized Tribes, October 9, 1903.
88. Letter from R. C. Adams to the President, June 6, 1903.
89. Letter from the chairman of the Commission to the Five Civilized Tribes to Secretary of the Interior, June 8, 1903.
90. Letter from the Commissioner of Indian Affairs to Secretary of the Interior, June 18, 1903.
91. Letter from Commissioner C. R. Breckinridge to Secretary of the Interior, June 9, 1903.
92. Portion of a report of Commission to Five Civilized Tribes to Secretary of the Interior, June 9, 1903.
93. Letter from Secretary of the Interior to Commission to the Five Civilized Tribes, June 22, 1903.
94. Letter from Commissioner of Indian Affairs to Secretary of the Interior, July 20, 1903.
95. Letter from United States Indian Inspector for the Indian Territory to the Secretary of the Interior, July 9, 1903.
96. Letter from United States Indian agent, Union Agency, to acting United States Indian inspector, May 25, 1903.
97. Letter from R. C. Adams to United States Indian agent, Union Agency, May 14, 1903, with a copy of Delaware resolution of May 12, 1903.
98. Letter from George S. Chase to the First Assistant Secretary of the Interior, July 18, 1903.
99. Telegram from Acting Secretary of the Interior to chairman of the Commission to the Five Civilized Tribes, July 21, 1903.
100. Telegram from Commissioner Needles to Secretary of the Interior, July 22, 1903.
101. Telegram from Commissioner Needles to the First Assistant Secretary of the Interior, July 22, 1903.
102. Telegram from Acting Secretary of the Interior to chairman of Commission to the Five Civilized Tribes, July 22, 1903.

103. Letter from Acting Secretary of the Interior to Commission to the Five Civilized Tribes, July 22, 1902.
104. Letter from R. C. Adams to the Secretary of the Interior, August 4, 1903.
105. Letter from Acting Secretary of the Interior to R. C. Adams, August 8, 1903.
106. Letter from R. C. Adams to Secretary of the Interior, August 6, 1903, with map.
107. Letter from Assistant Secretary of the Interior to R. C. Adams, August 13, 1903.
108. Letter from Commissioner of Indian Affairs to Secretary of the Interior, August 15, 1903.
109. Letter from Mary Nairn to the honorable Commissioner of Indian Affairs, August 8, 1903.
110. Letter from Acting Secretary of the Interior to Commission to the Five Civilized Tribes, August 24, 1903.
111. Letter from Commissioner of Indian Affairs to Secretary of the Interior, October 1, 1903.
112. Letter from chairman of the Commission to the Five Civilized Tribes to the Secretary of the Interior, September 5, 1903.
113. Letter from Acting Secretary of the Interior to Mary Nairn, October 7, 1903.
114. Letter from Acting Commissioner of Indian Affairs to the Secretary of the Interior, August 31, 1903.
115. Portion of report of the Commission to the Five Civilized Tribes to Secretary of the Interior, August 11, 1903.
116. Letter from Acting Secretary of the Interior to Commission to the Five Civilized Tribes, September 4, 1903.
117. Letter from Commissioner of Indian Affairs to Secretary of the Interior, September 17, 1903.
118. Letter from R. C. Adams to Commissioner of Indian Affairs, September 14, 1903.
119. Letter from Acting Secretary of the Interior to Commission to the Five Civilized Tribes, September 28, 1903.
120. Letter from the Commissioner of Indian Affairs to Secretary of the Interior, October 16, 1903.
121. Letter from Commission to the Five Civilized Tribes to the Secretary of the Interior, October 7, 1903, with the following exhibits:
 Copy of an instrument of writing executed on the 28th day of August, 1901, by and between George Smith, of the Cherokee Nation, and R. C. Adams and John Bullette.
 A copy of a list of persons who have executed, to the said Adams and Bullette, instruments in writing similar to the above mentioned.
 A copy of a form of notice from the Commission to the Five Civilized Tribes.
122. Letter from Acting Secretary of the Interior to the Commission to the Five Civilized Tribes, October 21, 1903.
123. Letter from Acting Secretary of the Interior to R. C. Adams, October 21, 1903.
124. Telegram from Acting Secretary of the Interior to Commission to the Five Civilized Tribes, October 2, 1903.
125. Letter from Acting Secretary of the Interior to the Commissioner of Indian Affairs, October 3, 1903.
126. Telegram from chairman of the Commission to the Five Civilized Tribes to Secretary of the Interior, October 5, 1903.
127. Telegram from Acting Secretary of the Interior to chairman of Commission to the Five Civilized Tribes, October 6, 1903.
128. Letter from Acting Secretary of the Interior to Commissioner of Indian Affairs, October 7, 1903.
129. Letter from Acting Secretary of the Interior to Commissioner of Indian Affairs, October 7, 1903.
130. Letter from Acting Secretary of the Interior to the Commission to the Five Civilized Tribes, October 6, 1903.
131. Letter from Acting Secretary of the Interior to R. C. Adams, October 7, 1903.
132. Letter from Secretary of the Interior to Commission to the Five Civilized Tribes, October 29, 1903.
133. Letter from Acting Secretary of the Interior to R. C. Adams, October 30, 1903.
134. Letter from R. C. Adams to the Secretary of the Interior, September 9, 1903, with the following exhibit:
 Letter from Commissioner Bixby to R. C. Adams, August 31, 1903.
135. Letter from Acting Secretary of the Interior to R. C. Adams, September 19, 1903.
136. Letter from Acting Secretary of the Interior to Commission to the Five Civilized Tribes, September 19, 1903.
137. Letter from Commissioner of Indian Affairs to Secretary of the Interior, October 10, 1903.

138. Letter from chairman of the Commission to the Five Civilized Tribes to Secretary of the Interior, October 2, 1903.
139. Letter from Acting Secretary of the Interior to R. C. Adams, October 17, 1903.
140. Letter from R. C. Adams to Secretary of the Interior, October 6, 1903, with the following exhibit:
Letter from R. C. Adams to Commission to the Five Civilized Tribes, October 6, 1903.
141. Letter from Acting Secretary of the Interior to R. C. Adams, October 9, 1903.
142. Letter from Acting Secretary of the Interior to Commission to the Five Civilized Tribes, October 13, 1903.
143. Telegram from Carrie to R. C. Adams, October 1, 1903.
(The above telegram filed with the Department by R. C. Adams.)
144. Letter from R. C. Adams to Secretary of the Interior, October 9, 1903.
145. Letter from Acting Secretary of the Interior to R. C. Adams, October 15, 1903.
146. Letter from R. C. Adams to Secretary of the Interior, October 26, 1903.
147. Letter from Acting Secretary of the Interior to R. C. Adams, October 27, 1903.
148. Letter from Charles J. Bonaparte to Acting Secretary Department of the Interior, October 6, 1903.
149. Letter from Acting Secretary of the Interior to Charles J. Bonaparte, October 7, 1903.
150. Letter from Acting Secretary of the Interior to Charles J. Bonaparte, October 10, 1903, with the following exhibit:
Memorandum of action of the Commission to the Five Civilized Tribes and the Department in the matter of the segregation of lands claimed by the Delaware Indians, etc., October 10, 1903.
151. Letter from Acting Secretary of the Interior to Commissioner of Indian Affairs, October 13, 1903.
152. Letter from chairman of the Commission to the Five Civilized Tribes to Secretary of the Interior, September 17, 1903.
153. Letter from chairman of the Commission to the Five Civilized Tribes to Secretary of the Interior, September 26, 1903, with the following exhibit:
Petition from Isaac Secondine et al. to Commission to the Five Civilized Tribes, August 3, 1903.
154. Letter from Commissioner of Indian Affairs to Secretary of the Interior, October 8, 1903.
155. Telegram from Commissioners Bixby and Needles and the attorney for the Cherokee Nation to the Secretary of the Interior, October 9, 1903.
156. Telegram from Acting Secretary of the Interior to chairman of the Commission to the Five Civilized Tribes, October 10, 1903.
157. Letter from Commissioner of Indian Affairs to Secretary of the Interior, November 2, 1903.
158. Telegram from Secretary of the Interior to the United States Indian inspector for the Indian Territory, November 2, 1903.
159. Letter from Secretary of the Interior to Commissioner of Indian Affairs, November 2, 1903.
160. Letter from Commissioner of Indian Affairs to Secretary of the Interior, November 12, 1903.
161. Portion of report of the Commission to the Five Civilized Tribes to the Secretary of the Interior, October 20, 1903.
162. Letter from Commissioner of Indian Affairs to Secretary of the Interior, November 19, 1903.
163. Portion of report of Commission to the Five Civilized Tribes to Secretary of the Interior, November 9, 1903.
164. Letter from Acting Secretary of the Interior to Commission to the Five Civilized Tribes, November 23, 1903.
165. Letter from Commissioner of Indian Affairs to Secretary of the Interior, November 19, 1903.
166. Portion of report of Commission to the Five Civilized Tribes to Secretary of the Interior, November 10, 1903.
167. Letter from Acting Secretary of the Interior to Commission to the Five Civilized Tribes, November 23, 1903.
168. Letter from Commissioner of Indian Affairs to Secretary of the Interior, December 22, 1903.
169. Portion of report of Commission to the Five Civilized Tribes to Secretary of the Interior, December 14, 1903.
170. Letter from Acting Secretary of the Interior to Commission to the Five Civilized Tribes, December 29, 1903.

171. Letter from Commissioner of Indian Affairs to Secretary of the Interior, January 12, 1904.
172. Letter from chairman Dawes Commission to Secretary, January 6, 1903 (4).
173. Letter from Commission to the Five Civilized Tribes to Secretary of the Interior, December 31, 1903, with the following exhibits:
 - List of lands of the Cherokee Nation set aside as the Delaware segregation, etc.
 - Lands in Adams and Logan list, which have been claimed by Cherokee citizens other than Delawares, etc.
 - Schedule of lands in the list of lands filed with the Commission to the Five Civilized Tribes, December 16, 1902, and amended January 23, 1903, by Walter S. Logan, claiming to be the attorney for the Delaware Indians, claimed or occupied by Cherokee citizens not Delawares.
 - Land in the Adams and Logan list which has been claimed by Cherokee citizens of Delaware blood, claiming under their Cherokee right, as shown by their attempts to file thereon.
 - Land in the list of land filed with the Commission to the Five Civilized Tribes, December 16, 1902, and amended January 23, 1903, by Walter S. Logan, claimed and occupied by Delaware citizens of the Cherokee Nation as per Commission's citizenship cards, etc.
 - Land in the list of land filed with the Commission to the Five Civilized Tribes, December 16, 1902, and amended January 23, 1903, by Walter S. Logan, claimed and occupied by Delaware citizens of the Cherokee Nation, etc. (individual holdings).
- Letter from Walter S. Logan to chairman Commission to the Five Civilized Tribes, December 3, 1903.
174. Letter from Secretary of the Interior to Commissioner of Indian Affairs, January 13, 1904.
175. Letter from Secretary of the Interior to Assistant Attorney-General for the Interior Department, January 13, 1904.
176. Letter from Commissioner of Indian Affairs to Secretary of the Interior, January 15, 1904.
177. Letter from Commissioner of Indian Affairs to Secretary of the Interior, January 15, 1904, with the following exhibits:
 - Letter from United States Indian agent, Union Agency, to Commissioner of Indian Affairs, August 11, 1903.
 - Letter from Commissioner of Indian Affairs to the United States Indian agent, Union Agency, August 22, 1903.
 - Telegram from Acting Commissioner of Indian Affairs to Commission to the Five Civilized Tribes, September 22, 1903.
 - Petition from Isaac Secondine et al. to Commissioner of Indian Affairs, September 11, 1903.
 - Letter from Acting Commissioner of Indian Affairs to Isaac Secondine et al., September 22, 1903.
 - Letter from Acting Commissioner of Indian Affairs to Commission to the Five Civilized Tribes, October 6, 1903.

No. 1.

[Senate Resolution No. 77, Fifty-eighth Congress, second session.]

Resolved, That the Secretary of the Interior be, and he is hereby, directed to transmit forthwith to the Senate copies of the report of the Dawes Commission of November eleventh, nineteen hundred and three, of allotment of lands and the segregation of lands in the Cherokee Nation to the Delaware Indians, and also the report upon the segregation of said lands submitted to him by that Commission on January , 1904, and all other reports upon that subject; and, furthermore, to transmit to the Senate copies of all correspondence with the Dawes Commission and other officials and all other papers relating to such allotments and segregation.

No. 2.

NEW YORK, *August 23, 1898.*

HON. CORNELIUS N. BLISS,
Secretary of the Interior, Washington, D. C.

DEAR SIR: Section 25 of the Curtis bill provides as follows:

"That before any allotment shall be made of lands in the Cherokee Nation there shall be segregated therefrom by the Commission heretofore appointed, in separate

allotments or otherwise, the one hundred and fifty-seven thousand six hundred acres purchased by the Delaware tribe of Indians from the Cherokee Nation under agreement of April eighth, eighteen hundred and sixty-seven."

The agreement referred to provides as follows:

"The selections of the lands to be purchased by the Delawares may be made by said Delawares in any part of the Cherokee Reservation east of said line 96° not already selected and in possession of other parties."

The Delawares have made their selection of the 157,600 acres purchased by them and are now in possession of the same.

This provision of the Curtis bill above quoted seems to be mandatory, and on behalf of the Delawares we ask you to instruct the Dawes Commission to survey and segregate in some proper and formal manner the 157,600 acres which the Delawares so selected and of which they are now in possession. We ask that this be done at the earliest possible moment, for the reason that it seems necessary that this survey and segregation should precede the trial and judgment in the suit we have lately brought on behalf of the Delawares against the Cherokee Nation in pursuance of the authority granted by this same section of the Curtis bill.

The court in that case ought to have before it the specific description of the 157,600 acres of land selected by the Delawares in pursuance of the purchase of April 8, 1867, and segregated for their benefit as provided in this section of the Curtis bill.

Very respectfully, yours,

LOGAN, DEMOND & HARBY.

No. 3.

DEPARTMENT OF THE INTERIOR,

Washington, November 4, 1899.

ACTING CHAIRMAN OF THE COMMISSION TO THE FIVE CIVILIZED TRIBES,

Muscogee, Ind. T.

SIR: On August 23, 1898, Messrs. Logan, Demond, and Harby addressed a communication to the Department, in which a quotation is made from section 25 of the act of Congress approved June 28, 1898 (30 Stat., 495), as follows:

"That before any allotment shall be made of lands in the Cherokee Nation there shall be segregated therefrom by the Commission heretofore mentioned, in separate allotments or otherwise, the one hundred and fifty-seven thousand six hundred acres purchased by the Delaware tribe of Indians from the Cherokee Nation under agreement of April eighth, eighteen hundred and sixty-seven."

It is also stated that the agreement referred to provides as follows:

"The selections of the lands to be purchased by the Delawares may be made by said Delawares in any part of the Cherokee Reservation east of said line 96 degrees not already selected and in possession of other parties."

Said attorneys further state that "the Delawares have made their selection of the 157,600 acres purchased by them and are now in possession of the same," and they request that the Department shall instruct your Commission "to survey and segregate in some proper and formal manner the 157,600 acres which the Delawares so selected and of which they are now in possession."

They further state that they desire this to be done as early as possible, for the reason that they think it necessary that the survey and segregation mentioned in said act should precede the trial and judgment in the suit that they have recently brought against the Cherokee Nation under the provisions of said section.

You are requested to advise the Department what action, in your judgment, should be taken with reference to said provision, when it is practicable to make said segregation, and any recommendation relative thereto which in your judgment seems best.

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 4.

DEPARTMENT OF THE INTERIOR, OFFICE OF INDIAN AFFAIRS,

Washington, November 20, 1899.

THE SECRETARY OF THE INTERIOR.

SIR: Referring to Department letter of November 4, 1899, addressed to the chairman of the Dawes Commission, requesting said Commission to advise the Department what action, in their judgment, should be taken relative to the segregation

of the 157,600 acres of land "purchased by the Delaware Indians from the Cherokee Nation," there is transmitted herewith a report, dated November 13, 1899, from the acting chairman of said Commission, in which it is stated that the Commission is required to make rolls of citizenship of the Cherokee Indians; that such rolls will, of course, include the Delawares; that before such rolls can become final they must be approved by the Secretary of the Interior; that until such rolls are completed it can not be determined who are Cherokee citizens, nor can it be known what Delaware Indians are Cherokee citizens and entitled to participate in the benefits of the distribution of the property acquired under the contract between the Delawares and Cherokees; that the provision of the Curtis Act relative thereto makes it obligatory upon the Department to segregate said land "before any allotment shall be made of lands in the Cherokee Nation;" that no allotment of Cherokee lands can be made until a roll of citizenship of said nation has been made and approved; that the Commission will not be able to make such rolls until during the year 1900; that when such rolls have been made the Government will be prepared to begin the allotment of Cherokee lands, and also to segregate the lands alleged to have been purchased by the Delawares under their agreement with the Cherokees; and that not until said rolls have been so made and approved can the segregation of said lands be accomplished.

As it is presumed that the Department is desirous of obtaining the views of the Dawes Commission relative to this matter, the said report is submitted without any discussion thereof by this Office.

Very respectfully, your obedient servant,

W. A. JONES, *Commissioner*.

No. 5.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES,
Muscogee, Ind. T., November 13, 1899.

THE SECRETARY OF THE INTERIOR.

SIR: The Commission has the honor to acknowledge receipt of your letter of November 4, 1899, referring to a letter received by you from Messrs. Logan, Demond & Harby in which they insist upon having the 157,600 acres of land alleged to have been purchased by the Delaware tribe of Indians from the Cherokee Indians under agreement of April 8, 1867, immediately segregated from the Cherokee domain, and further insisting that in performing this work the Delaware Indians be allowed to take such lands in separate tracts already selected by them in different portions of the Cherokee country; and you request that the Commission advise the Department what action, in its judgment, should be taken with reference to the matter; when it is practicable to make said segregation, and any recommendation relative which in the judgment of the Commission seems best.

In response thereto the Commission submits that under section 21 of the act of Congress of June 28, 1898, the Commission is required to make rolls of citizenship of the Cherokee tribe of Indians, which of course includes the Delawares, and that such rolls, when so made and approved by the Secretary of the Interior, shall become the final rolls of citizenship of said tribe, upon which it is evident the Government intends to make allotment of Cherokee lands and distribution of moneys and other property belonging to the Cherokees. Until such rolls are made it can not be known who are lawful Cherokee citizens, nor can it be known what Delaware Indians are lawful Cherokee citizens and entitled to the benefits which they claim under the contract aforesaid between the Delawares and Cherokees. The provision of said act of Congress referred to by attorneys, requiring the segregation of lands to the Delawares, only makes it obligatory upon the Department to perform that duty "before any allotment shall be made of lands in the Cherokee Nation."

It will be readily seen that no allotment of Cherokee lands can be made until a correct roll has been made and approved under the provisions of said act. It will be impossible for the Commission to take a census of the Cherokees and make such rolls until during the year 1900. When such rolls are made, then the Government will be ready to begin the allotment of Cherokee lands as provided in said act of Congress, and will also be prepared to segregate to the Delawares the lands alleged to have been purchased by them under their said agreement, as provided by the provisions of said act of Congress, and not until then can this duty be intelligently accomplished.

Very truly,

TAMM BIXBY, *Acting Chairman*.

(Through the Commissioner of Indian Affairs.)

No. 6.

DEPARTMENT OF THE INTERIOR,
Washington, November 22, 1899.

THE ACTING CHAIRMAN OF THE COMMISSION TO THE FIVE CIVILIZED TRIBES,
Muskogee, Ind. T.

SIR: The Department is in receipt of your communication of the 13th instant, referring to departmental letter of the 4th instant, relative to the segregation of the 157,600 acres referred to in section 25 of the act of Congress approved June 28, 1898 (30 Stat. L., 495), and stating that no allotment of the Cherokee lands can be made until the rolls of the Cherokee Nation shall have been completed and approved.

The views expressed in your said communication are satisfactory to the Department, and you are so advised.

Respectfully,

WEBSTER DAVIS, *Acting Secretary.*

No. 7.

DEPARTMENT OF THE INTERIOR,
Washington, August 29, 1900.

COMMISSION TO THE FIVE CIVILIZED TRIBES,
Muskogee, Ind. T.

GENTLEMEN: The Department is continually embarrassed by want of information as to the condition of the work upon which the Commission is engaged.

You will therefore transmit to the Department at the end of each month a report of the work done during the month. Your first report, which you will please make upon receipt hereof, should show the work already done and yet to be performed in each nation.

Each report should give the names of employees, their salaries, and the work upon which such employees were engaged during the month. It should show the progress made during the month as to allotment and enrollment matters, etc., in each nation, and state specifically what work it is proposed to do in each nation during the next month. The report should be concise, but comprehensive, in order that the Department may be easily as well informed as to the condition of the work of the Commission as is the Commission itself.

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 8.

FEBRUARY 27, 1901.

THE SECRETARY OF THE INTERIOR,
Washington, D. C.

SIR: Inclosed in separate cover three maps, showing the location of the 157,600 acres of land selected and in possession of the Delaware Indians, and which we wish to have segregated by the Dawes Commission, as provided by the twenty-fifth section of the act of Congress known as the Curtis bill and the Cherokee agreement.

Please forward one copy of these maps to the Dawes Commission for their use and reference. These maps are true copies of the one on file with the Court of Claims. If you need other copies, I can furnish them to you.

I am, yours, respectfully,

RICHARD C. ADAMS,
Representing the Delaware Indians.

(March 2, 1901, a copy of above letter, with one copy of map, was sent to the Dawes Commission, by indorsement thereon, requesting report.)

No. 9.

DEPARTMENT OF THE INTERIOR,
Washington, March 2, 1901.

MR. RICHARD C. ADAMS,
Columbian Building, Washington, D. C.

SIR: The Department is in receipt of your communication of February 27, 1901, advising the Department that you have inclosed under separate cover three maps

showing the location of the 157,600 acres of land which you state have been selected and are in possession of the Delaware Indians and which they desire to have segregated by the Commission to the Five Civilized Tribes, as provided in section 25 of the act of Congress approved June 28, 1898. (30 Stat. L., 495.) You request that one copy of said map be forwarded to the Dawes Commission for its use and reference.

In reply you are advised that said maps have been received and that one of them has this day been referred to the said Commission to the Five Civilized Tribes for its consideration, report, and recommendation, together with a copy of your said communication.

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 10.

DEPARTMENT OF THE INTERIOR, OFFICE OF INDIAN AFFAIRS,
Washington, April 3, 1901.

THE SECRETARY OF THE INTERIOR.

SIR: I have the honor to transmit herewith a report made on March 23, 1901, by the Commission to the Five Civilized Tribes, acknowledging receipt, by departmental reference of March 2, 1901, of a letter from Richard C. Adams, dated February 27, with a map of the Cherokee Nation, showing by coloration the lands which Mr. Adams represented to be now in the possession of Delaware Indians and which they wish to have segregated by the Commission, as provided by section 25 of the act of Congress of June 28, 1898.

The Commission quotes section 25 of the act of Congress above referred to, which is as follows:

"That before any allotment shall be made of lands in the Cherokee Nation there shall be segregated therefrom by the Commission heretofore mentioned, in separate allotments or otherwise, the one hundred and fifty-seven thousand six hundred acres purchased by the Delaware tribe of Indians from the Cherokee Nation under agreement of April eighth, eighteen hundred and sixty-seven, subject to the judicial determination of the rights of said descendants and the Cherokee Nation under said agreement. That the Delaware Indians residing in the Cherokee Nation are hereby authorized and empowered to bring suit in the Court of Claims of the United States, within sixty days after the passage of this act, against the Cherokee Nation, for the purpose of determining the rights of said Delaware Indians in and to the lands and funds of said nation under their contract and agreement with the Cherokee Nation dated April eighth, eighteen hundred and sixty-seven; or the Cherokee Nation may bring a like suit against said Delaware Indians; and jurisdiction is conferred on said court to adjudicate and fully determine the same, with right of appeal to either party to the Supreme Court of the United States"—and states that it is not ready to allot the lands of the Cherokees and will not begin making the allotments in all probability until the roll of the Cherokees shall have been completed, or until legislation is enacted other than that which now governs allotments in the Cherokee Nation; that it is therefore not essential that the lands in the possession of the Delawares be segregated at this time; and that the indications are that considerable time will elapse before the Commission will be in readiness to allot the lands of the Cherokees.

The Commission states that under the provisions of the act above quoted, the lands claimed by the Delawares are to be segregated, subject to a judicial determination of the rights of said descendants and the Cherokee Nation under said agreement; that a judicial determination of the rights of the parties in interest has thus far not been reached by the Court of Claims wherein suit was instituted; that a recognition of the Delawares' claim to 157,600 acres should not therefore precede such determination; that the lands of the Cherokees have been surveyed and a mere segregation of the land claimed by the Delawares would involve no act on the part of the Commission other than that of withholding the same from general allotment; and that should allotment in the Cherokee Nation be reached while suit is yet pending the Commission may, in its opinion, properly reserve 157,600 acres pending a decision of the Court of Claims, provided that an accurate and authentic description of the land claimed by the Delawares is furnished to it.

Congress has directed that 157,600 acres of the Cherokee lands be segregated before any allotments are made to citizens of that nation. The Department and the Commission have nothing to do with the effect which such segregation may have on the final determination of the suit authorized by Congress, and, indeed, it is not understood that the compliance by the Commission with the statutory direction would in any wise prejudice the rights of either party in interest.

This office has no means of ascertaining the necessity, if any there be, of segregating the said Delaware lands at this time. Neither does it understand that any necessity exists for such action. So far as is known, the Delawares are occupying the lands claimed by them without restriction or objection on the part of the Cherokees, and unless some good reason be shown to the contrary, the Commission should be allowed to exercise its sound discretion as to the time when the segregation contemplated should be made, it being understood, of course, that no allotments will be made to the Cherokees prior to the segregation of the Delaware lands. It is respectfully recommended that Mr. Adams and the Commission be advised as above indicated, and attention is respectfully invited to office report of November 20, 1899, which transmitted without discussion a report made by the said Commission on November 13, 1899, relative to the same subject-matter.

Very respectfully, your obedient servant,

W. A. JONES, *Commissioner*.

No. 11.

COMMISSION TO THE FIVE CIVILIZED TRIBES,

Muscogee, Ind. T., March 23, 1901.

THE SECRETARY OF THE INTERIOR.

SIR: I have the honor to acknowledge receipt by departmental reference of March 2d of a letter from Richard C. Adams, dated February 27, together with a map of the Cherokee Nation, showing by coloration the lands which said Adams represents to be now in the possession of Delaware Indians, and which they wish to have segregated by this Commission, as provided by section 25 of the act of Congress of June 28, 1898, and the pending Cherokee agreement.

In response to the Department's request for a report and recommendation in the premises, I have to state that the Commission is not advised whether said Richard C. Adams is authorized to represent the Delawares in the matter of segregating their lands, and whether, therefore, the lands designated are the lands desired by the Delawares or not. Granting that he is the duly accredited representative of the Delaware Indians, the Commission should in due time be furnished with a list of the lands which it is desired to have segregated, described by legal subdivisions.

Section 25 of the act of Congress referred to provides as follows:

"That before any allotment shall be made of lands in the Cherokee Nation there shall be segregated therefrom by the Commission heretofore mentioned, in separate allotments or otherwise, the one hundred and fifty-seven thousand six hundred acres purchased by the Delaware tribe of Indians from the Cherokee Nation under agreement of April eighth, eighteen hundred and sixty-seven, subject to the judicial determination of the rights of said descendants and the Cherokee Nation under said agreement; that the Delaware Indians residing in the Cherokee Nation are hereby authorized and empowered to bring suit in the Court of Claims of the United States within sixty days after the passage of this act, against the Cherokee Nation, for the purpose of determining the rights of said Delaware Indians in and to the lands and funds of said nation under their contract and agreement with the Cherokee Nation dated April eighth, eighteen hundred and sixty-seven, and jurisdiction is conferred on said court to adjudicate and fully determine the same, with right of appeal to either party to the Supreme Court of the United States."

The Commission is not yet ready to allot the lands of the Cherokees and will not begin making allotments, in all probability, until the roll of Cherokee citizens shall have been completed or legislation be enacted other than that which now governs allotment in the Cherokee Nation. It is therefore not essential that the Commission segregate the lands at this time in order to fulfill the requirements of the statute with respect to segregating the lands prior to allotment. The indications are that considerable time will yet elapse before the Commission will be in readiness to allot the lands of the Cherokees.

Furthermore, under the provisions of the act above quoted, the lands claimed by the Delawares are to be segregated "subject to a judicial determination of the rights of said descendants and the Cherokee Nation under said agreement." A judicial determination of the rights of the parties in interest has thus far not been reached by the Court of Claims, wherein suit was instituted, and a recognition of the Delawares' claim to 157,600 acres should not, therefore, precede such determination.

Inasmuch as the lands of the Cherokees have been surveyed, a mere segregation of the land claimed would involve no act on the part of the Commission other than to withhold the same from general allotment, and should allotment in the Cherokee

Nation therefore be reached while the suit is yet pending the Commission may, in its opinion, properly reserve the 157,600 acres pending a decision by the Court of Claims, provided that an accurate and authentic description of the lands claimed by the Delawares be furnished it.

Very respectfully,

TAMS BIXBY,
Acting Chairman.

(Through the Commissioner of Indian Affairs.)

No. 12.

DEPARTMENT OF THE INTERIOR,
Washington, April 8, 1901.

COMMISSION TO THE FIVE CIVILIZED TRIBES,
Muskogee, Ind. T.

GENTLEMEN: The Department is in receipt of your communication of March 23, 1901, reporting upon a letter from Richard C. Adams, dated February 27, 1901, relative to the segregation of 157,600 acres of Delaware lands in the Cherokee Nation.

The Commissioner of Indian Affairs forwarded your report April 3, and concurred in your recommendations.

The Department has this day advised Mr. Adams of its approval of your views in the premises.

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 13.

DEPARTMENT OF THE INTERIOR,
Washington, April 8, 1901.

COMMISSIONER OF INDIAN AFFAIRS.

SIR: The Department is in receipt of your communication of April 3, 1901, transmitting report of the Commission to the Five Civilized Tribes, dated March 23, 1901, upon a communication from Richard C. Adams relative to the segregation of 157,600 acres of Delaware lands in the Cherokee Nation.

Mr. Adams has been this day advised that the Department concurs in the views of the Indian Office and the Commission, and inclosed a copy of your said communication.

Said Commission is informed of the action taken in a letter herewith transmitted for your information, to be duly forwarded.

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 14.

DEPARTMENT OF THE INTERIOR,
Washington, April 8, 1901.

MR. RICHARD C. ADAMS,
Kellogg Building, Washington, D. C.

SIR: The Department is in receipt of a report from the Commission to the Five Civilized Tribes upon your letter dated February 27, transmitting a map of the Cherokee Nation showing by coloration the lands which you represent to be now in possession of Delaware Indians, and which they desire to have segregated by the Commission, as provided by section 25 of the act of Congress approved June 28, 1898. (30 Stat., 495.)

The Commission quotes section 25 of said act, and states that it is not yet ready to allot the lands of the Cherokees, and will not begin making allotments in all probability until the roll of Cherokee citizens shall have been completed or legislation be enacted other than that which now governs allotments in the Cherokee Nation; that it is not essential that the Commission segregate the lands at this time in order to fulfill the requirements of the statute with respect to segregating the lands prior to allotment, and that the indications are that considerable time will yet elapse before the Commission will be in readiness to allot the lands of the Cherokees.

The Commission further reports that since the lands of the Cherokee Nation have been surveyed, any segregation of the lands claimed would involve no act on the part of the Commission other than to withhold the same from general allotment; and should the Commission be ready to allot the lands in the Cherokee Nation while the suit is pending between said nation and the Delawares, it could properly reserve the 157,600 acres, pending a final decision of said suit, "provided that an accurate and authentic description of the lands claimed by the Delawares be furnished it."

The Commissioner of Indian Affairs forwarded said report on April 3, 1901, and recommends that you be advised that "the Commission should be allowed to exercise its sound discretion as to the time when the segregation contemplated should be made, it being understood, of course, that no allotments will be made to the Cherokees prior to the segregation of the Delaware lands."

The Department concurs in the views expressed by the Commission and the Commissioner of Indian Affairs, and incloses herewith a copy of the report of the Commissioner for your information.

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 15.

MAY 7, 1901.

The SECRETARY OF THE INTERIOR, *Washington, D. C.*

DEAR SIR: While I was in the West I received your letter of the 8th of April, inclosing report of the Commissioner of Indian Affairs in regard to my request on behalf of the Delaware Indians for the segregation of their lands. Among other things it says:

"This Office has no means of ascertaining the necessity, if any there be, of segregating the said Delaware lands at this time. Neither does it understand that any necessity exists for such action. So far as is known the Delawares are occupying the lands claimed by them without restriction or objections on the part of the Cherokees, and unless some good reason be shown to the contrary the Commission should be allowed to exercise its sound discretion as to the time when the segregation contemplated should be made, it being understood, of course, that no allotments will be made to the Cherokees prior to the segregation of the Delaware lands."

I must again ask, as protection to the Delaware Indians, that the lands selected and in possession of the Delaware Indians be segregated at once, and I believe the following reasons fully justify my request:

The Delaware Indians have about \$1,000,000 worth of improvements on this land, which is the proceeds of the invested funds and the labor of their hands. Some of them have been living on these lands for over thirty years; others only a few years. Some of them have large holdings—two or three thousand acres—others only a small amount, still the improvements on the lands belong to the Delawares who paid for or made the same, and the 157,600 acres of land is land that has been in possession of Delaware Indians according to the Cherokee law. The division of this land among the individual Delawares will be determined by the Court of Claims.

The Curtis law commands the segregation of the Delaware lands either in separate allotment or otherwise.

Since the selections and locations of the Delaware lands have been submitted to the Court of Claims certain individuals, Cherokee citizens, have infringed on the rights of Delawares and, in some cases, have fenced off a part of their selections and improvements, and while I was at Vinita, Ind. T., I made an effort to get an injunction against one Hannah Davis and others, who were trespassing on Delaware rights, and the chancellor to whom the matter was referred said that I would be required to prove that this land had been segregated for the use of the Delaware Indians and was a part of the 157,600 referred to in the twenty-fifth section of the Curtis law. Otherwise he should consider that a Delaware Indian could not, under the Curtis law, hold more than his individual share as a Cherokee citizen. However, the chancellor was a Cherokee citizen, which may have something to do with his views.

The Delaware-Cherokee agreement provides that "the aggregate amount of land provided for the Delawares to include their improvements, shall be guaranteed to each Delaware, etc., * * * nor shall the continued ownership and occupancy of said land by any Delaware so registered be interfered with in any manner whatever without his consent."

The Curtis law has many embarrassing features in it, which if enforced before the segregation of the Delaware lands, would work a great hardship on the Delawares even though the Court of Claims eventually awards them all the lands they claim. If the lands are now segregated subject to the suit, no possible harm can come to either

Delawares or Cherokees by reason of its segregation at once. Furthermore, no cost is required on the part of the Dawes Commission to make the segregation. A map has been furnished them and your department, showing the lands selected and in possession of the Delaware Indians at the time of the selection, and a description of these lands can be furnished to accompany the map, if desired. A declaration on the part of the Commission and Interior Department that the lands claimed by the Delaware Indians before the Court of Claims, as described by the map accompanying the testimony, shall be withheld from allotment, pending the decision of the Court of Claims, will greatly enable the Delaware Indians to protect their individual rights before the Federal court of the Indian Territory, and will prevent the Cherokees from running over the Delawares as they have constantly been in the habit of doing.

Trusting that you will grant our earnest request, I am,

Very respectfully, yours,

R. C. ADAMS,

Representing the Delaware Indians.

No. 16.

DEPARTMENT OF THE INTERIOR,
Washington, May 10, 1901.

MR. R. C. ADAMS,
Columbian Building, Washington, D. C.

SIR: The Department is in receipt of your letter, dated May 7, 1901, acknowledging receipt of departmental letter of April 8, same year, inclosing report of the Commissioner of Indian Affairs, in regard to your request on behalf of the Delaware Indians for the segregation of lands claimed by them, and again requesting that said lands be segregated.

The matter was carefully considered by the Department and you were advised of its conclusions in said letter of April 8, and no good reason appears for changing or modifying the views of the Department as stated in said letter. You are therefore advised that the Department deems it inexpedient at the present time to direct the segregation of said land.

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 17.

NEW YORK, October 2, 1902.

HON. E. A. HITCHCOCK,
Secretary of the Interior.

SIR: As counsel for the Delaware Indians in the case now pending in the Court of Claims, wherein their several controversies with the Cherokees are involved and are to be determined, I wish to call your attention to some of the issues involved in that suit.

The Delawares claim, among other things:

1. That they are entitled absolutely to 157,600 acres of land to be selected by them and to be segregated and allotted to them out of the lands of the Cherokee Nation.

The basis for this claim is that the Delawares have purchased said 157,600 acres of land from the Cherokees and paid for it at the rate of \$1 per acre. They claim this land as purchasers and owners.

2. They further claim that under the agreement of 1867 they are entitled to share as Cherokee citizens in the balance of the lands of the Cherokee Nation equally with every other citizen of the Cherokee Nation.

The suit in the Court of Claims is brought under the special authority of section 25 of the Curtis Act, which provides for the submission of all controversies between the Delawares and the Cherokees to the Court of Claims for adjudication.

The claims of the Delawares are set forth in their petition on file in the Court of Claims and also in your office. The evidence in the suit in the Court of Claims has been closed, the record printed, and the case is now ready for hearing. It will be brought on for a hearing as soon as the court can fix the time for its being heard. It is on the calendar for October, and is likely to be heard sometime during October or November.

We ask of the Department of the Interior that no distribution or allotment be made of the Cherokee lands until the final determination of the suit in the Court of Claims, unless the rights of the Delawares as claimed in their petition in the suit in the Court of Claims be in every way protected.

Such rights will not be protected unless—

1. The 157,600 acres which the Delawares claim to own by virtue of their purchase of the same and payment therefor, be first segregated and set apart, so that no distribution or allotment of the same shall be made.

2. Unless each Delaware have the same opportunity as each Cherokee to select and segregate—subject to the future determination of the court—such lands as under the Delawares' claims he is entitled to as a Cherokee citizen and outside of the 157,600 acres of land purchased by the Delawares.

If the Delawares were not allowed to make their selections at the same time that the Cherokees made theirs, the Delaware citizen of the Cherokee Nation would be at a disadvantage compared with the Cherokee, in that in case the decision of the Court of Claims is in favor of the Delawares, he could only take such lands as had been left after the Cherokees had made their selection. The Delaware should have the same right to select what he considers the choicest lands as the Cherokee has. No distinction should be made between them so far as such selection is concerned.

The Delawares, by virtue of moneys heretofore paid to them by the United States in consideration of lands which they gave up at the time, have been in possession of considerable funds and have used those funds under the advice of the Secretary in improving lands which they selected and which they have made their homes in the Indian Territory. Their improvements cover far more than the 157,600 acres—in fact they cover not only the 157,600 acres, but nearly all they will receive in case the suit in the Court of Claims is decided in their favor as Cherokee citizens, outside of the 157,600 acres of land. If after the segregation of the 157,600 acres purchased and paid for by the Delawares, the Cherokees are allowed to have priority in the selection of their lands, many Delawares will be ousted from their homes and from the lands on which they have spent large sums of money for improvements under the advice of your Department, and have no redress therefor.

I submit that all selections and allotments of land outside of the 157,600 acres be postponed until after the final determination of the suit in the Court of Claims, or that the Delawares should be allowed to make provisional selections—to hold good in case the suit is decided in their favor—at the same time that the Cherokees make their selections.

In this way the rights of all parties will be preserved. The Delawares will get what they are entitled to in case the suit is determined in their favor. The Cherokees will lose no rights which they possess.

I am not asking the Department to prejudge the case in the Court of Claims in any way in our favor. Congress has referred the determination of the rights of the parties as between the Delawares and the Cherokees to that court, and it would be out of place for me to argue the same matter before your Department which is to be argued and decided by the Court of Claims. I can only say that the claims of the Delawares, as embraced in the petition in the suit in the Court of Claims, have been formulated and drawn with great care and deliberation and that I believe they are in every respect well founded in fact and in law.

If, however, the lands should be distributed and allotted—that is, the lands outside of the 157,600 acres which the Delawares have bought and paid for—without providing for selection by the Delawares on equal terms in every way with the Cherokees, it would be a prejudgment of the case against us, and that is what we object to. Such action would tend to make the judgment of the Court of Claims, if in our favor, of no avail, or of less avail than it otherwise would be. It would be like postponing the appeal until after the execution of the criminal.

Very respectfully, yours,

WALTER S. LOGAN.

No. 18.

DEPARTMENT OF THE INTERIOR,
Washington, October 6, 1902.

Mr. WALTER S. LOGAN,
27 William street, New York, N. Y.

SIR: Acknowledging receipt of your communication of the 2d instant requesting that no allotment of Cherokee lands be made until final determination of suit in the Court of Claims unless the rights of the Delawares be in every way protected, you are informed that said letter has been referred to the Dawes Commission, at Muscogee, Ind. T., for consideration and appropriate action.

By direction of the Secretary:

Respectfully,

EDWARD M. DAWSON, *Chief Clerk.*

No. 19.

DEPARTMENT OF THE INTERIOR, OFFICE OF INDIAN AFFAIRS,
Washington, November 22, 1902.

The SECRETARY OF THE INTERIOR.

SIR: There is inclosed herewith a report from the Commission to the Five Civilized Tribes, dated October 20, 1902, relative to the requests of Walter S. Logan, attorney for the Delawares in their suit against the Cherokee Nation, contained in his letter of October 2, 1902, which was referred by the Department to the Commission for report and recommendation on October 6 last.

Mr. Logan in his communication states that he does not ask the Department to prejudice the case in favor of his clients; that Congress has referred a determination of the rights of the respective parties to the court, and that it would be out of place for him to argue the same before the Department.

In his letter Mr. Logan invites attention to the issues involved in the suit mentioned, which is now pending in the Court of Claims, gives the present status of the case, and states:

"We ask of the Department of the Interior that no distribution or allotment be made of the Cherokee lands until the final determination of the suit in the Court of Claims unless the rights of the Delawares as claimed in their petition in the suit in the Court of Claims be in every way protected.

"Such right will not be protected unless—

"1. The 157,600 acres which the Delawares claim to own by virtue of their purchase of the same and payment therefor be first segregated and set apart, so that no distribution or allotment of the same shall be made.

"2. Unless each Delaware have the same opportunity as each Cherokee to select and segregate, subject to the future determination of the court, such lands as under the Delawares' claim he is entitled to as a Cherokee citizen and outside of the 157,600 acres of land purchased by the Delawares.

"If the Delawares were not allowed to make their selections at the same time that the Cherokees made theirs, the Delaware citizen of the Cherokee Nation would be at a disadvantage compared to the Cherokee, in that in case the decision of the Court of Claims is in favor of the Delawares he would only take such land as had been left after the Cherokees had made their selection. The Delaware should have the same right to select what he considers the choicest lands as the Cherokee has. No distinction should be made between them so far as such selection is concerned.

"The Delawares, by virtue of moneys heretofore paid to them by the United States in consideration of lands which they gave up at the time, have been in possession of considerable funds and have used those funds under the advice of the Secretary in improving lands which they selected and which they have made their homes in the Indian Territory. Their improvements cover far more than the 157,600 acres—in fact they cover not only the 157,600 acres, but nearly all they will receive in case the suit in the Court of Claims is decided in their favor, as Cherokee citizens, outside of the 157,600 acres of land. If, after the segregation of the 157,600 acres purchased and paid for by the Delawares, the Cherokees are allowed to have priority in the selection of their lands, many Delawares will be ousted from their homes and from the lands on which they have spent large sums of money for improvements under the advice of your Department, and have no redress therefor.

"I submit that all selections and allotments of land outside of the 157,600 acres be postponed until after the final determination of the suit in the Court of Claims, or that the Delawares should be allowed to make provisional selections—to hold good in case the suit is decided in their favor—at the same time that the Cherokees make their selections.

"In this way the rights of all parties will be preserved. The Delawares will get what they are entitled to in case the suit is determined in their favor. The Cherokees will lose no rights which they possess."

The Commission, with reference to Mr. Logan's request that the allotment of Cherokee lands be held "until the final determination of the suit in the Court of Claims," invites attention to section 23 of the Cherokee agreement, which is as follows:

"All Delaware Indians who are members of the Cherokee Nation shall take lands and share in the funds of the tribe, as their rights may be determined by the judgment of the Court of Claims, or by the Supreme Court if appealed, in the suit instituted therein by the Delawares against the Cherokee Nation and now pending; but if said suit be not determined before said Commission is ready to begin the allotment of lands of the tribe as herein provided, the Commission shall cause to be segregated one hundred and fifty-seven thousand six hundred acres of land, including lands

which have been selected and occupied by Delawares in conformity to the provisions of their agreement with the Cherokees dated April eighth, eighteen hundred and sixty-seven, such lands so to remain, subject to disposition according to such judgment as may be rendered in such cause; and said Commission shall thereupon proceed to the allotment of the remaining lands of the tribes as aforesaid. Said Commission shall, when final judgment is rendered, allot lands to such Delawares in conformity to the terms of the judgment and their individual rights thereunder.

"Nothing in this act shall in any manner impair the rights of either party to said contract as the same may be finally determined by the court, or shall interfere with the holdings of the Delawares under their contract with the Cherokees of April eighth, eighteen hundred and sixty-seven, until their rights under said contract are determined by the courts in their suit now pending against the Cherokees, and said suits shall be advanced on the dockets of said courts and determined at the earliest time practicable," and takes the position that said section clearly shows that it was not the intention of Congress to permit the allotment work to be delayed because of the fact that said suit was pending in the Court of Claims.

It states that the representations made by Mr. Logan carry with them the certainty that if the decision of the court should be adverse to the Delawares in any particular a request for further delay of the allotment work would be made by the Delawares on the ground that their rights had not yet been adjudicated by the Supreme Court, to which an appeal from the Court of Claims will lie; that should the request be granted and the decision of the Court of Claims be adverse to the contention of the Delawares, the Delawares would be entitled to have the allotment work further delayed on the ground that they expected a decision in their favor of the Supreme Court.

The Commission gives it as its opinion that the statute above quoted does not contemplate an allotment to each Delaware of an amount of land equal to the per capita share of each Cherokee "in addition to the allotment which such Delaware will receive from the 157,600 acres to be segregated pending the determination of said suit, and that to adopt the contrary view in proceeding with the Cherokee allotment would place at a serious disadvantage innumerable Cherokees, who, unlike the Delawares, have neither improved lands nor homes of their own."

The Commission states that the 157,600 acres of land to be segregated for the Delawares are to include lands heretofore selected, occupied, and improved by them and upon which they are now living, and invites attention to the following quotation from the petition of the Delawares in the suit now pending in the Court of Claims:

"That thereupon the said Delawares selected the said 157,600 acres of land from the said Cherokee Reservation east of line 96°, not theretofore selected or in possession of other parties, entered into the occupancy and possession of the same and made extensive and valuable improvements thereon, and they, their children, descendants, heirs at law, and personal representatives, have continued to occupy and possess the said lands and the said improvements and have continued to make extensive and valuable improvements thereon and to reside thereon down to the present time."

The Commission holds that it has no authority under the law to make allotments to Delawares of land not embraced in the segregation required by the agreement; that the allotments to the Cherokee should begin at the earliest possible date; that upon the application of any Delaware citizen there should be reserved from allotment until the final determination of the suit mentioned, such lands not embraced in such segregation not exceeding an amount equal in value to 110 acres of average allotable land of the Cherokee Nation "as contain permanent and valuable improvements owned by such Delaware citizen." The Commission is of the opinion that if the course outlined by it is pursued, the rights of the Delawares will be fully protected.

As this office understands the contention of the Delawares, they claim they are not only entitled to the 157,600 acres, but are also entitled to share equally with the other citizens of the Cherokee Nation in the remaining lands.

Section 23 of the Cherokee agreement specifically declares that if the suit "be not determined before said Commission is ready to begin the allotment of lands of the tribe as provided herein, the Commission shall cause to be segregated 157,600 acres of land, including the lands which have been selected and occupied by the Delawares," and directs that the Commission "shall thereupon proceed to the allotment of the remaining lands of the tribe as aforesaid."

The office agrees with the Commission that it was not the intention of Congress to delay the allotment work in the Cherokee Nation until the suit between the Dela-

wares and the Cherokees shall have been finally determined, and it therefore respectfully recommends that the Commission's report be approved and that it be instructed to proceed in accordance therewith.

Very respectfully, your obedient servant,

W. A. JONES, *Commissioner*.

No. 20.

MUSCOGEE, IND. T., *October 20, 1902.*

THE SECRETARY OF THE INTERIOR.

SIR: Receipt is hereby acknowledged of a communication from Walter S. Logan, dated October 2, 1902, relating to allotments of land in the Cherokee Nation to the Delaware Indians, which was referred by the Department to this Commission for consideration, report, and recommendation on October 6, 1902.

After calling attention to the issues involved in the suit of the Delaware Indians against the Cherokee Nation, now pending in the Court of Claims, and giving the present status of the case, Mr. Logan states:

"We ask of the Department of the Interior that no distribution or allotment be made of the Cherokee lands until the final determination of the suit in the Court of Claims, unless the rights of the Delawares as claimed in their petition in the suit in the Court of Claims be in every way protected.

"Such rights will not be protected unless—

"1. The 157,600 acres which the Delawares claim to own by virtue of their purchase of the same and payment therefor be first segregated and set apart, so that no distribution or allotment of the same shall be made.

"2. Unless each Delaware have the same opportunity as each Cherokee to select and segregate—subject to the future determination of the court—such lands as under the Delawares' claims he is entitled to as a Cherokee citizen and outside of the 157,600 acres of land purchased by the Delawares.

"If the Delawares were not allowed to make their selections at the same time that the Cherokees made theirs, the Delaware citizen of the Cherokee Nation would be at a disadvantage compared with the Cherokee, in that in case the decision of the Court of Claims is in favor of the Delawares he could only take such lands as had been left after the Cherokees had made their selection. The Delaware should have the same right to select what he considers the choicest lands as the Cherokee has. No distinction should be made between them so far as such selection is concerned.

"The Delawares, by virtue of moneys heretofore paid to them by the United States in consideration of lands which they gave up at the time, have been in possession of considerable funds and have used those funds under the advice of the Secretary in improving lands which they selected and which they have made their homes in the Indian Territory. Their improvements cover far more than the 157,600 acres. In fact, they cover not only the 157,600 acres, but nearly all they will receive in case the suit in the Court of Claims is decided in their favor as Cherokee citizens, outside of the 157,600 acres of land. If, after the segregation of the 157,600 acres purchased and paid for by the Delawares, the Cherokees are allowed to have priority in the selection of their lands, many Delawares will be ousted from their homes and from the lands on which they have spent large sums of money for improvements, under the advice of your Department, and have no redress therefor.

"I submit that all selections and allotments of land outside of the 157,600 acres be postponed until after the final determination of the suit in the Court of Claims, or that the Delawares should be allowed to make provisional selections—to hold good in case the suit is decided in their favor—at the same time that the Cherokees make their selections.

"In this way the rights of all parties will be preserved. The Delawares will get what they are entitled to in case the suit is determined in their favor; the Cherokees will lose no rights which they possess."

With reference to the proposition to delay the allotment of Cherokee lands "until the final determination of the suit in the Court of Claims," attention is invited to section 23 of the act of Congress approved July 1, 1902 (Public—No. 241), which is as follows:

"Sec. 23. All Delaware Indians who are members of the Cherokee Nation shall take lands and share in the funds of the tribe, as their rights may be determined by the judgment of the Court of Claims, or by the Supreme Court if appealed, in the suit instituted therein by the Delawares against the Cherokee Nation, and now pending; but if said suit be not determined before said Commission is ready to begin the

allotment of lands of the tribe as herein provided, the Commission shall cause to be segregated one hundred and fifty-seven thousand six hundred acres of land, including lands which have been selected and occupied by Delawares in conformity to the provisions of their agreement with the Cherokees dated April eighth, eighteen hundred and sixty-seven, such lands so to remain, subject to disposition according to such judgment as may be rendered in said cause; and said Commission shall thereupon proceed to the allotment of the remaining lands of the tribe as aforesaid. Said Commission shall, when final judgment is rendered, allot lands to such Delawares in conformity to the terms of the judgment and their individual rights thereunder. Nothing in this act shall in any manner impair the rights of either party to said contract as the same may be finally determined by the court, or shall interfere with the holdings of the Delawares under their contract with the Cherokees of April eighth, eighteen hundred and sixty-seven, until their rights under said contract are determined by the courts in their suit now pending against the Cherokees, and said suit shall be advanced on the dockets of said courts and determined at the earliest time practicable."

The language of said section clearly shows that the allotment of Cherokee lands was not to be delayed by the suit now pending in the Court of Claims, and the representations made by Mr. Logan carry with them the certainty that if the decision of said court should be adverse to the Delawares in any particular a further request for delay in allotment would be made by the Delawares on the ground that their rights had not yet been adjudicated by the Supreme Court, to which an appeal from the Court of Claims will lie.

On the other hand, should the allotment be delayed on the request of the Delawares until the case has been decided by the Court of Claims, the Cherokee Nation, should the decision of said court be adverse to it, would be entitled to have the allotment further delayed on its request in the expectation that the decision of the Supreme Court would be in its favor.

The Commission is of the opinion that the statute above quoted does not contemplate an allotment to each Delaware of an amount of land equal to the per capita share of each Cherokee in addition to the allotment which such Delaware will receive from the 157,600 acres to be segregated pending the determination of said suit, and that to adopt the contrary view in proceeding with the Cherokee allotment would place at a serious disadvantage innumerable Cherokees who, unlike the Delawares, have neither improved lands nor homes of their own.

The 157,600 acres of land to be segregated for the Delawares are to include lands heretofore selected, occupied, and improved by them, and upon which all of said Delawares are living, as is set forth on page 10 of their petition in the suit now pending in the Court of Claims, as follows:

"That thereupon the said Delawares selected the said 157,600 acres of land from the said Cherokee reservation east of line 96°, not theretofore selected or in possession of other parties, entered into the occupancy and possession of the same, and made extensive and valuable improvements thereon, and they, their children, descendants, heirs at law, and personal representatives have continued to occupy and possess the said lands and the said improvements, and have continued to make extensive and valuable improvements thereon and to reside thereon down to the present time."

Holding to the opinion that the Commission is without authority of law to make allotments to Delawares of the land not embraced in the segregation provided for in the statute above quoted, and that the allotments to Cherokees should begin at the earliest date possible, the Commission believes, however, that upon the application of any Delaware citizen there should be reserved from allotment until the final determination of the suit of the Delawares against the Cherokees only such lands not embraced in said segregation and not exceeding land equal in value to 110 acres of average allottable lands of the Cherokee Nation as contains permanent and valuable improvements owned by such Delaware citizen.

Such a course would, in the opinion of the Commission, fully protect the rights of all Delawares in and to all improved lands held by them on August 7, 1902, the date of the ratification of the act of Congress approved July 1, 1902 (Public—No. 241), and would not interfere with the selection of allotments from the unimproved public domain by Cherokee citizens.

Mr. Logan's letter of October 2, 1902, is herewith inclosed.

Respectfully submitted.

TAMM BIXBY, *Acting Chairman.*
T. B. NEEDLES, *Commissioner.*
C. R. BRECKINRIDGE, *Commissioner.*

(Through the Commissioner of Indian Affairs.)

No. 21.

DEPARTMENT OF THE INTERIOR,
*Washington, November 29, 1902.*Mr. WALTER S. LOGAN,
27 William Street, New York, N. Y.

SIR: Referring to your letter of October 2, 1902, having relation to the suit of the Delaware Indians now pending in the Court of Claims, you are informed that the Department is in receipt of a report from the Dawes Commission, dated October 20, 1902, in the matter. A copy of said report is inclosed herewith, together with a copy of the report of the Commissioner of Indian Affairs.

The Department concurs in the views expressed by the Commission, as also does the Commissioner.

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 22.

DEPARTMENT OF THE INTERIOR,
*Washington, November 29, 1902.*COMMISSION TO THE FIVE CIVILIZED TRIBES,
Muscogee, Ind. T.

GENTLEMEN: The Department is in receipt of your report, dated October 20, 1902, in regard to a communication from Mr. Walter S. Logan, concerning the suit of the Delaware Indians against the Cherokee Nation, now pending in the Court of Claims.

The Department concurs in the views expressed by your Commission, and has advised Mr. Logan to that effect. The Commissioner of Indian Affairs also concurred.

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 23.

DEPARTMENT OF THE INTERIOR,
Washington, November 29, 1902.

COMMISSIONER OF INDIAN AFFAIRS.

SIR: Referring to your communication of the 22d instant, there is inclosed herewith departmental letter of even date to be forwarded to the Dawes Commission, advising it of the receipt of its report in the matter of the letter of Walter S. Logan, which had reference to the suit of the Delaware Indians, now pending in the Court of Claims.

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 24.

DEPARTMENT OF THE INTERIOR, OFFICE OF INDIAN AFFAIRS,
Washington, October 17, 1902.

THE SECRETARY OF THE INTERIOR.

SIR: There is inclosed herewith the monthly report of the Commission to the Five Civilized Tribes for September, 1902. Said report is dated October 9, and seems to set forth fully the duties performed by the Commission during the month.

It is stated in the report that on September 25, 1902, an order was promulgated to the effect that on January 1, 1903, an office for the allotment of lands of the Cherokee Nation would be established at Vinita, Ind. T.; that said office would be maintained at that point until April 30, 1903, when it would be removed to Tablequah and opened for allotment on May 4, 1903, and maintained indefinitely.

* * * * *

It is respectfully recommended that the Commission's report be approved.

Very respectfully, your obedient servant,

W. A. JONES, *Commissioner.*

No. 25.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES,
Muscogee, Ind. T., October 9, 1902.

The SECRETARY OF THE INTERIOR.

SIR: We have the honor to respectfully submit herewith the following statement of the work performed under the direction of the Commission to the Five Civilized Tribes during the month of September, 1902:

* * * * *

On September 25, 1902, an order was promulgated to the effect that on January 1, 1903, an office for the allotment of lands of the Cherokee Nation would be established at Vinita, Ind. T., said office to be maintained there until April 30, 1903, and then removed to Tahlequah, Ind. T., where it would be opened May 4, 1903, and maintained indefinitely.

* * * * *

Respectfully submitted.

TAMS BIXBY, *Acting Chairman.*
T. B. NEEDLES, *Commissioner.*
C. R. BRECKINRIDGE, *Commissioner.*

(Through the Commissioner of Indian Affairs.)

No. 26.

DEPARTMENT OF THE INTERIOR,
Washington, October 20, 1902.

The COMMISSION TO THE FIVE CIVILIZED TRIBES,
Muscogee, Ind. T.

GENTLEMEN: The Department is in receipt of your monthly report for the month of September, 1902, dated October 9, 1902, which was forwarded by the Commissioner of Indian Affairs on October 17, 1902, and recommending that the same be approved.

The Department notices that in said report it is stated that there were pending before the Secretary of the Interior on September 30, 1902, five allotment contest cases. You are informed that the Department has now three allotment contest cases consolidated under the title of Nancy Taborn *v.* George Jones et al., and that action upon said decisions is delayed for want of report from your Commission relative to the citizenship of said Nancy Taborn which has been heretofore called for. Early action is requested thereon.

The Department concurs in the recommendation of the Commissioner and said report is approved. A copy of his letter is inclosed.

Respectfully,

E. A. HITCHCOCK, *Secretary.*

No. 27.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
Washington, February 25, 1903.

The SECRETARY OF THE INTERIOR.

SIR: I have the honor to transmit herewith a statement of the Commission to the Five Civilized Tribes, setting forth the work performed by it during the month of January, 1903.

It will be noted that the Commission in this statement gives the present status of the land offices which are to be opened in the Choctaw, Chickasaw, and Cherokee nations, about which the Department has heretofore made inquiry. The Commission say relative to the opening of land offices in the Choctaw and Chickasaw nations that, while final action has not been taken relative thereto, it is probable that it will be in a position to establish such offices not later than April 1, 1903, and preparation is being made accordingly.

Relative to the allotment of Cherokee lands the Commission say that the Cherokee land office was established at Bonita (Vinita), Ind. T., January 1, 1903, but owing to the large number of persons who applied for tickets of admission it was deemed

advisable to allow no one to make application for an allotment or designate his homestead until January 5, 1903, and that on said date the office was opened for that purpose.

In connection with the above report I have the honor to state that there remain in this office unadjudicated the following citizenship cases.

* * * * *

Very respectfully,

A. C. TONNER, *Acting Commissioner.*

No. 28.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES
Muscogee, Ind. T., February 13, 1903.

THE SECRETARY OF THE INTERIOR.

SIR: We have the honor to respectfully submit herewith the following statement of the work of the Commission to the Five Civilized Tribes for the month of January, 1903:

* * * * *

CHEROKEE ALLOTMENT DIVISION.

The Cherokee and office was established at Vinita, Ind. T., January 1, 1903, but owing to the large number of persons who applied for tickets of admission it was deemed advisable to allow no one to make application for an allotment or designate his homestead until January 5. On said date the office was opened for that purpose.

The total number of tickets issued during the month was 4,128. Of this number 1,029 have been called, but only 442 have answered, 587 having for some reason failed to respond.

During the month of January applications for 1,298 selections of allotments and the designation of homesteads were made. Of this number, 807 were approved. The approval of 35 was withheld because the land applied for had already been allotted; 432 because the enrollment of the applicants had not been finally approved; 18 because the land applied for was embraced in the 157,600 acres of land which the Commission caused to be segregated for the Delaware Indians pending the determination of the suit instituted in the Court of Claims by the Delawares against the Cherokee Nation, and 6 because the land applied for included improvements belonging to the Cherokee Orphan Asylum on Grand River, which had not been paid for by the allottee as provided in section 71 of the Cherokee agreement.

During the month just past many difficult and perplexing problems have arisen relative to the allotment of land and the designation of homesteads, and this, in addition to the fact that the majority of the office force had little or no previous experience in land office work, necessarily measurably retarded the allotment of lands. Certain modifications in the plan of receiving applications have been decided upon which will make possible more rapid progress in the future without decreasing the efficiency of the work.

* * * * *

Respectfully submitted,

TAMM BIXBY, *Acting Chairman.*
T. B. NEEDLES, *Commissioner.*
C. R. BRECKINRIDGE, *Commissioner.*

(Through the Commissioner of Indian Affairs.)

No. 29.

DEPARTMENT OF THE INTERIOR,
Washington, March 2, 1903.

COMMISSION TO THE FIVE CIVILIZED TRIBES,
Muscogee, Ind. T.

GENTLEMEN: The Department is in receipt of your monthly report, dated February 13, 1903, forwarded by the Acting Commissioner of Indian Affairs on February 25, same year, and due notice has been taken of the statements made therein.

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 30.

DEPARTMENT OF THE INTERIOR, OFFICE OF INDIAN AFFAIRS,
Washington, March 27, 1903.

THE SECRETARY OF THE INTERIOR.

SIR: I have the honor to forward herewith monthly report of the Commission to the Five Civilized Tribes for the month of February, 1903, the report being dated March 7, 1903.

In this connection permit me to say that there are now pending in this office the following citizenship cases:

Mississippi Choctaw	91
Choctaws by blood	108
Chickasaws	2
Cherokees	65
Creek	1

Very respectfully,

A. C. TONNER, *Acting Commissioner.*

No. 31.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES,
Muscogee, Ind. T., March 17, 1903.

THE SECRETARY OF THE INTERIOR.

SIR: We have the honor to respectfully submit herewith the following statement of the work of the Commission to the Five Civilized Tribes for the month of February, 1903:

* * * * *

CHEROKEE ALLOTMENT DIVISION.

One thousand three hundred and fifty-eight tickets of admission to the Cherokee land office were issued, making a total of 5,486 issued since the office was opened January 1, 1903. Approximately 2,000 have been called, but only 468 responded, making a total of 910 tickets taken up since January 1.

Three hundred and eighty-eight citizenship certificates embracing 1,046 applicants, and 168 reservation certificates, embracing 353 applicants, were issued.

Applications for 1,673 allotments and homesteads were received during February. Of this number 1,193 were approved. The approval of 372 was withheld because the enrollment of the applicants as citizens of the Cherokee Nation had not been finally approved by the Secretary of the Interior; 51 because the land applied for had already been allotted; 38 because the land applied for was embraced in the 157,600 acres of land which the Commission caused to be segregated for the Delaware Indians, pending the determination of the suit instituted in the Court of Claims, and in the Supreme Court if appealed, by the Delawares against the Cherokee Nation, and 9 because the land applied for was embraced in tentative reservations heretofore made for certain towns in the Cherokee Nation.

During the month there were approved by the Secretary of the Interior schedules in which were embraced the names of 206 persons whose applications for allotments had previously been received. Thereupon the applications were made regular. Twenty-two are still being held, as the land for which the applicants apply has already been allotted to other citizens and for various other purposes.

Seven hundred and fifty certificates of allotment and 500 homestead certificates have been written and await distribution.

Owing to the great amount of rain in this section of the nation in the past two months the roads are quite impassable, and it is almost impossible for those persons who have to travel overland to appear at the land office and make their selection of allotments.

Almost all of the applicants who have appeared to date are those who live within easy reach of the railroads leading to Vinita. But few of the fullbloods have appeared. The majority of them reside north and east of Tahlequah and it has been impossible for them to cross Grand River, which has been extremely high during the entire month.

Had the required number of applicants appeared, it is believed that not less than 2,000 allotments would have been made during the month just ended.

* * * * *

ALLOTMENT CONTEST DIVISION.

The progress of the work in the allotment contest division during the month of February and the condition of contested allotment cases at the close of the month as indicated by the records of that division are shown by the following detailed statement:

*	*	*	*	*	*	*
CHEROKEE NATION.						
Contests instituted prior to February 1.....						0
Contests filed during February						24
Complaints returned for correction during February						18
Contests instituted during February						6

The condition of the 6 Cherokee cases pending before the Commission on February 28 was as follows:

Awaiting final determination of citizenship	1
Set for trial	5
Total	6

Respectfully submitted.

TAMS BIXBY, *Chairman.*
T. B. NEEDLES, *Commissioner.*
C. R. BRECKINRIDGE, *Commissioner.*
W. E. STANLEY, *Commissioner.*

(Through the Commissioner of Indian Affairs.)

No. 32.

DEPARTMENT OF THE INTERIOR,
Washington, March 30, 1903.

COMMISSION TO THE FIVE CIVILIZED TRIBES,
Muscogee, Ind. T.

GENTLEMEN: The Department is in receipt of your monthly report, dated March 17, 1903, detailing the work done by your Commission during the month of February, 1903, and you are informed that the same has been examined and is hereby approved.

A copy of the report of the Acting Commissioner of Indian Affairs, in which he gives the number of citizenship cases that are pending in the Indian Office, is inclosed herewith.

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 33.

VINITA, IND. T., *April 18, 1903.*

Hon. E. A. HITCHCOCK,
Secretary of the Interior, Washington, D. C.

SIR: On January 1, 1903, a land office was established at Vinita, in the Cherokee Nation, and about 6,000 allotments have been partly made, as, owing to the classification and the appraisement of the lands more nearly contiguous to Vinita, it is impossible to select an entire allotment out of such lands. This 6,000 represents only about one-fourth of the number who desire to file at this place. Admittance cards have been issued to about 6,000 heads of families, representing some 24,000 allottees. Now it is the expressed intention of the Commission to move the present land office from Vinita to Tahlequah on May 1, 1903, which move will entail a great hardship on about 18,000 allottees who live much nearer this place and have expected to file here, and have been unable to do so owing to the fact that only 60 to 100 filings can be made per day.

A great number of full-bloods from the eastern portion of the nation have presented themselves at the land office, and in a great many instances the citizens of Vinita and the surrounding country have, in order to enable them to file as soon as possible, refrained from presenting themselves at the land office, so that there are hundreds of people in this vicinity who have not filed. In my opinion (and I am trying to act for the best interests of the whole Cherokee people), it will be very unjust to force these

citizens of the northern portion of the Cherokee Nation to go to Tahlequah, which is situated from 50 to 150 miles from their homes. By reference to the inclosed map it will be seen that Vinita is almost the geographical center of the northern portion of the Cherokee Nation, and is the center of the prairie and more populous portion. It will also appear that four-fifths of the agricultural lands of the Cherokee Nation are located nearer Vinita than to Tahlequah, with convenient railroad connection.

It is a ruling of the Commission that parties selecting lands shall personally inspect the lands before filing, so that nearly all of those coming from the eastern portion of the nation to the western portion to select their allotments would find it less expensive and more convenient to file at Vinita. Certainly those who live and allot in the western and northern portions of the nation should not be compelled to go to Tahlequah to file. If, then, these people are to be accommodated the office should not be removed at the present time. It is located in a commodious and well adapted brick building, and with ample fireproof vaults, and from personal knowledge of the people and the country as well as daily observation of the progress of the work, I am sure the office should not be moved till these people shall have had the opportunity to file at home. I recognize that the land office should be removed to Tahlequah at a later date in order that the people of the southern and eastern portion of the nation may be accommodated at home, and I respectfully ask that as soon as the work is practically completed here that this be done.

On the 16th of the present month I visited the headquarters of the Commission at Muscogee in order to urge in person upon the Commission what it appears to me would be for the best interest of the Cherokee people as regards the location of the land offices. Only one member of the Commission was at Muscogee at the time, and therefore I was not able to get an expression from the Commission, but I am satisfied that the removal of the land office at the present time to Tahlequah would not be for the best interest of the Cherokee Nation, and I respectfully ask that this be not done till the people in the northern and western portions shall have had an opportunity to complete their filings.

Very respectfully,

T. M. BUFFINGTON, *Principal Chief.*

No. 34.

VINITA, IND. T., *April 20, 1903.*

TO SECRETARY OF THE INTERIOR, *Washington, D. C.:*

Have this day mailed you letter giving some of the more potent reasons for continuing land office at Vinita for several months.

T. M. BUFFINGTON, *Principal Chief.*

No. 35.

DEPARTMENT OF THE INTERIOR,
Washington, April 25, 1903.

HON. T. M. BUFFINGTON,
Principal Chief, Cherokee Nation, Vinita, Ind. T.

SIR: Receipt is hereby acknowledged of your letter of the 18th instant, requesting that the land office at Vinita be continued there until the northern and western Cherokees have an opportunity to complete their filings, and you are advised that the matter will be duly considered.

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 36.

TAHLEQUAH, IND. T., *April 23, 1903.*

THE SECRETARY OF THE INTERIOR, *Washington, D. C.*

SIR: Some time last fall, before the Commission to the Five Civilized Tribes decided upon a location for the Cherokee land office, the town of Tahlequah, being the capital of the Cherokee Nation, centrally located, and right in the midst of the poorer class of people of the Cherokee Nation, particularly the full bloods, and having the greatest population of Cherokee citizen inhabitants of any town in the Cherokee Nation, made an effort to get the Commission to locate the land office at Tahlequah, Ind. T.

Other towns at that time were applicants for the location of this office, and considerable rivalry manifested itself between the towns presenting their claims to the

Commission, and among them the town of Vinita asked that the office be located at that place.

After much consideration by the Commission it was decided, with the consent of the representatives of the town of Tahlequah, and particularly and emphatically agreed to by the representatives of the town of Vinita, that the Cherokee land office should be opened at Vinita on January 1, 1903, and continued there until May 1, 1903, when the same should be removed to the town of Tahlequah; and the notices published prior to January 1, 1903, by the Commissioners were to that effect, so that all persons had due notice of the same.

The land office, in accordance with these notices, was opened at Vinita on the 1st of January, 1903, but under the notice will be removed to Tahlequah on the 1st day of May.

I have understood that strong efforts are being made to induce the Secretary of the Interior to overrule the decision of the Commission to the Five Civilized Tribes and compel the Commission to retain the land office at Vinita for a longer period of time. Behind this move must be the citizens and residents of the town of Vinita, which is indeed bad faith upon their part, because they emphatically agreed with the Commission last fall that the division of time was fair, and that they would not ask for a retention of the office at their town for a longer time than May 1, 1903.

Representations will no doubt be made that parties in the vicinity of Vinita have not had an opportunity to file upon their lands, and therefore it will be a great hardship on these people to have the land office removed before such opportunity is given.

This is not true. Every citizen in the town of Vinita or vicinity who desired to file upon his land has had abundant opportunity to do so. No person who presented himself for a filing number during the two months of January and February has failed to file, who presented himself for that purpose before the Commission, and you will well know that there was no person living in the town of Vinita or the vicinity thereof who could not have gotten to the Commission and asked for a number during those two months. It is true some of those parties have not filed, but it is not because there was not an abundant opportunity. The truth of it is, that a great many people who live up in that country have not cared to file. They are excessive landholders, and, of course, if they make a selection of a certain tract of land before their excessive lands are disposed of, it would leave the excessive lands open to be taken by the poorer class of people, whereas if they can put their filings off a year or two it will permit them to get rents from this land during that length of time.

The town of Vinita is within 30 miles of the Kansas line, and the Cherokee Nation is about 150 miles long, north and south. The town of Tahlequah is much more centrally located, it being about the center of the nation, north and south and east and west. It is about centrally located as far as the Cherokee citizens are concerned, also. It has a larger number of citizen inhabitants than any other town in the Cherokee Nation; it has plenty of running water through it, where the people during the spring and summer can camp and make themselves comfortable, and there is no doubt but that Tahlequah would be much more convenient for a great majority of the people of the Cherokee Nation than would Vinita.

Again, at Vinita a number of contests have been instituted, which have been set for hearing at Tahlequah in May; and in fact all notices given by the Commission, of every kind and character, for anything to be done after May 1 have been set at Tahlequah, and if this removal of the Commission is canceled, all notices will have to be given anew.

When the agreement was made last fall and the notice published the citizens of the town of Tahlequah were required to build a building at a cost of \$10,000 for the Commission. This has been done and is now completed and ready to be occupied by the Commission. Because of the rain and bad weather during the past winter, and because the work had to be rushed to completion, the expense was far greater than it would have been had the work not been required prior to May 1, 1903.

I have no hesitancy in saying that it would be a great injustice to the Cherokee people to retain the office longer at Vinita, Ind. T., and that the great body of the people would be subserved by the order of the Commission being complied with and the Commission permitted to remove to Tahlequah at the time advertised, namely, May 1, 1903.

I only write this letter because it has come to me that efforts are being made by the residents of the town of Vinita to influence Senators and Congressmen to induce the Secretary of the Interior to have the Commission rescind their order and to remain at Vinita longer than May 1, 1903.

Respectfully, yours,

W. W. HASTINGS,
Attorney for the Cherokee Nation.

No. 37.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.*Muscogee, Ind. T., May 1, 1903.*HON. ETHAN A. HITCHCOCK,
Lindell Hotel, St. Louis, Mo.

SIR: The Commission is in receipt of a telegram from Mr. W. Scott Smith, private secretary, of even date herewith, which reads as follows:

"Morning papers report that you closed Vinita office last night. Secretary desires to know if this is so and what is the situation."

The following reply by telegraph to Mr. Smith has been made this day:

"Referring your telegram even date, Commission closed Cherokee land office, Vinita, last night, and moved same to-day to Tahlequah. Full explanation follows by mail."

Confirming said reply I have the honor to report that on October 1, 1902, the Commission made public announcement that the Cherokee land office would be opened at Vinita, Ind. T., on January 1, 1903, and that:

"Said office will be maintained at Vinita, Ind. T., until April 30, 1903, and then removed to Tahlequah, Ind. T., where said office will be opened May 4, 1903, and maintained indefinitely."

Said announcement was given wide publicity through the public press, and by mail to hundreds of prominent members of the tribe, and displayed in the post-offices, stores, and other public places throughout the Cherokee Nation.

Tahlequah is situated in the heart of the districts occupied by the full-blood Cherokees; is the only town in the nation which the majority of them are accustomed to visiting, and the only place offering suitable advantages and an adequate supply of water for their camps.

No question as to the advisability of the Commission keeping this appointment, which the full-bloods have looked forward to for the last six months, occurred until within the past few days. This question was raised only by citizens of the town of Vinita. No request for the retention of the land office at Vinita for a longer period than that advertised was received from any members of the tribe desiring to take allotments of land. On the contrary, the only expression of opinion on the subject by prospective allottees was from two hundred or more of such citizens, who petitioned that the appointment made by the Commission at Tahlequah be kept as originally announced.

Under date of April 27, 1903, the Acting Secretary of the Interior telegraphed the Commission as follows:

"Suggest Commission, if practicable, delay removal of land office from Vinita until arrival of Secretary at Muskogee, approximately May 7. He wishes to confer with you in regard to it."

On the same date, referring to the telegram of the Acting Secretary, the following messages were telegraphed to the Department:

"Telegram of this date received. All arrangements made to keep Tahlequah appointment May 1, information of which is widely disseminated. Extremely important to keep this appointment in full-blood region and to press the work at this time among them. Much better to return to western part of the nation at a later date if necessity therefor shall appear as work progresses. Any interruption now would greatly embarrass the Commission and the Government work.

"BIXBY, *Chairman.*"

"I strongly concur in telegram of Chairman Bixby of this date as to importance of keeping promptly the Tahlequah appointment. Perfectly easy to return to western part of nation at later date if we find it desirable to do so, as we likely shall.

"C. R. BRECKINRIDGE,
"Commissioner in Charge of Cherokee Allotment."

On the following date, April 28, 1903, the Acting Secretary telegraphed the chairman of the Commission as follows:

"Referring to your telegram of yesterday, Department will not interfere in Tahlequah appointment."

In conformity to the announcement of the Commission of October 1, 1902, above referred to, the land office at Vinita was closed on the evening of April 30, 1903, and the records of the office shipped to Tahlequah, Ind. T., where preparations are now being made to open said office on the morning of May 4, 1903.

Respectfully,

TAMS BIXBY, *Chairman.*

No. 38.

DEPARTMENT OF THE INTERIOR,
Washington, May 6, 1903.

Mr. W. W. HASTINGS,

Attorney for Cherokee Nation, Tahlequah, Ind. T.

SIR: Replying to your letter dated April 23 last, you are informed that the Department decided not to interfere in the matter of the removal by the Commission to the Five Civilized Tribes of the land office from Vinita to Tahlequah on the 1st instant.

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 39.

APRIL 18, 1903.

The SECRETARY OF THE INTERIOR and COMMISSIONER OF INDIAN AFFAIRS.

GENTLEMEN: When Congress passed the act entitled "An act for the protection of the people of the Indian Territory, and for other purposes," which was approved June 28, 1898, and known as the "Curtis Act," provision was made by section 25 thereof for the protection of the rights of the Delaware Indians in the Cherokee Nation to the effect that before any allotments of lands should be made in the Cherokee Nation there should be segregated therefrom, by the Commission to the Five Civilized Tribes, in separate allotments or otherwise, the 157,600 acres purchased by the Delawares from the Cherokees under the agreement of April 8, 1867. Following this was a provision referring to the Court of Claims and the Supreme Court of the United States the question of the rights of the Delawares to these lands and to other allotments and their interest in the Cherokee tribal lands and funds.

No action was taken by the Commission to comply with this provision of the Curtis Act until the passage of the act of Congress approved July 1, 1902, which was ratified by the Cherokees at a general election August 7, 1902, which act also provided, in section 23 thereof, as follows:

"Sec. 23. All Delaware Indians who are members of the Cherokee Nation shall take lands and share in the funds of the tribe, as their rights may be determined by the judgment of the Court of Claims or by the Supreme Court if appealed, in the suit instituted therein by the Delawares against the Cherokee Nation and now pending, but if said suit be not determined before said Commission is ready to begin the allotment of lands of the tribe as herein provided the Commission shall cause to be segregated one hundred and fifty-seven thousand six hundred acres of land, including lands which have been selected and occupied by the Delawares in conformity to the provisions of their agreement with the Cherokees dated April eighth, eighteen hundred and sixty-seven, said lands so to remain subject to disposition according to such judgment as may be rendered in said cause, and said Commission shall thereupon proceed to the allotment of the remaining lands of the tribe as aforesaid. Said Commission shall, when final judgment is rendered, allot lands to such Delawares in conformity to the terms of the judgment and their individual rights thereunder. Nothing in this act shall in any manner impair the rights of either party to said contract as the same may be finally determined by the court or shall interfere with the holdings of the Delawares under their contract with the Cherokees of April eighth, eighteen hundred and sixty-seven, until their rights under said contract are determined by the courts in their suit now pending against the Cherokees, and said suit shall be advanced on the dockets of said courts and determined at the earliest time practicable."

In anticipation of the allotment of the lands of the Cherokee Nation, and in conformity with the provisions of said section 23 above quoted, the Delaware Indians, through me as their authorized attorney in fact and representative, filed, in December, 1902, with the Commission to the Five Civilized Tribes a list of selections of land, aggregating about 157,600 acres, as and for their selections, to be segregated, as in said section provided. Certain minor errors being found in some of these descriptions, an amended and corrected list was forwarded to said Commission, at its request, in January, 1903, which said list of selections contained the description of 157,600 acres of land, was received, accepted and placed on file by said Commission as and for the Delaware lands segregated under the authority of said act.

On February 2, 1903, a decree was passed by the Court of Claims in the case of the Delaware Indians against the Cherokee Nation, and on March 19 an appeal was filed in the Supreme Court of the United States, where said case is now pending.

I desire to submit that the Commission to the Five Civilized Tribes, having exercised the authority vested in them by the act of July 1, 1902, above referred to, in

the segregation of the Delaware lands, their authority and jurisdiction over the lands thus segregated is exhausted until the final determination of the suit of the Delawares against the Cherokees by the Supreme Court of the United States, and they have no further power to do any other act with reference to said lands. The act in question having provided that this segregation being made, the Commission should proceed to allot the remaining lands of the Cherokee tribe, they had no more power to receive any application for or to perform any act concerning any of the lands embraced within the Delaware selections than if these lands had been within the Osage Reservation in Oklahoma or had never been any part of the lands of the Cherokee tribe.

During the last week I have been in receipt of many letters and telegrams from Delaware Indians residing in the Indian Territory and occupying parts of the segregated lands above mentioned, who have received notification from the Commission that certain Cherokees have made filings upon lands occupied by said Delawares and within the segregated lands herein referred to, and notifying such Delawares to appear and file contests.

This action, which seems to indicate that the Commission does not intend to treat the segregated lands as withdrawn from selection by Cherokees, would, if carried out, effect a nullification of the act of Congress referred to and deprive the Delawares of all the protection for which Congress inserted the clause above referred to in the act of July 1, 1902. If such action could be sustained as to one or several selections it could be sustained as to all; and there would be no segregated land. This would deprive the Delawares of their property rights, for they can not take their allotments at this time and will not be allowed to do so until the case now pending in the Supreme Court of the United States shall have been finally determined, which, as I am informed by the clerk of that court, will probably not be for a year or more.

The Delaware Indians, acting under the advice of the Department of the Interior and the Indian agent, Leo E. Bennett, some years ago spent almost all their tribal funds, which amounted to about \$1,000,000, in the improvement of their homes in the Cherokee Nation, embraced in the segregation referred to. They have always been loyal to the United States, have been law-abiding and peaceful in the Cherokee Nation, and now deserve the protection of the Government to the fullest extent, and it was the intention of Congress to extend this protection and make it fully effective. But if the law is to be interpreted as seems now to be the purpose of the Commission, it will become inoperative and valueless and might as well never have been enacted.

In view of this situation I desire to appeal to you to take such action in this matter as you may deem expedient and necessary to protect the rights of my people and give due force and vitality to the act of Congress which provided for the segregation of these lands, in order that they might remain undisturbed till the final issue of the Delaware-Cherokee suit.

Very respectfully,

RICHARD C. ADAMS.

No. 40.

DEPARTMENT OF THE INTERIOR, OFFICE OF INDIAN AFFAIRS,

Washington, April 28, 1903.

THE SECRETARY OF THE INTERIOR.

SIR: Referring to the office report of November 22, 1902, to Department letter of November 25, 1902, to office report of March 27, 1903, and to Department letter of March 30, 1903, there is inclosed herewith a communication from Mr. Richard C. Adams, dated April 18, 1903, relative to the segregation of Delaware lands in the Cherokee Nation, Ind. T., in accordance with the provisions of the Cherokee agreement.

Mr. Adams invites attention to the provision of section 25 of the Curtis Act, which authorized the Delawares residing in the Cherokee Nation to bring suit in the Court of Claims against the Cherokee Nation for the purpose of determining the rights of the Delawares in and to the lands and funds of said nation, under the Cherokee-Delaware agreement of April 8, 1867, and declares that "before any allotment shall be made from said lands in the Cherokee Nation there shall be segregated therefrom by the Commission heretofore mentioned, in separate allotments, or otherwise, the 157,600 acres purchased by the Delaware tribe of Indians from the Cherokee Nation" under the agreement of April 8, 1867.

He states that no action was taken by the Commission to the Five Civilized Tribes, as required by the provisions of section 25 of the Curtis Act, until after the ratification of the agreement, and invites attention to section 23 of said agreement, which is as follows:

"SEC. 23. All Delaware Indians who are members of the Cherokee Nation shall take lands and share in the funds of the tribe, as their rights may be determined by the judgment of the Court of Claims, or by the Supreme Court if appealed, in the suit instituted therein by the Delawares against the Cherokee Nation, and now pending; but if said suit be not determined before said Commission is ready to begin the allotment of lands of the tribe as herein provided, the Commission shall cause to be segregated one hundred and fifty-seven thousand six hundred acres of land, including lands which have been selected and occupied by Delawares in conformity to the provisions of their agreement with the Cherokees dated April eighth, eighteen hundred and sixty-seven, such lands so to remain, subject to disposition according to such judgment as may be rendered in said cause; and said Commission shall thereupon proceed to the allotment of the remaining lands of the tribe as aforesaid. Said Commission shall, when final judgment is rendered, allot lands to such Delawares in conformity to the terms of the judgment and their individual rights thereunder. Nothing in this act shall in any manner impair the rights of either party to said contract as the same may be finally determined by the court, or shall interfere with the holdings of the Delawares, under their contract with the Cherokees of April eighth, eighteen hundred and sixty-seven, until their rights under said contract are determined by the courts in their suit now pending against the Cherokees, and said suit shall be advanced on the dockets of said courts and determined at the earliest time practicable."

He states that in anticipation of the allotment of the lands of the Cherokee Nation in conformity with the provisions of section 23, the Delaware Indians through him, as their authorized attorney in fact and representative, filed with the Commission in December last a list of selections of land, aggregating about 157,600 acres as Delaware selection to be segregated in accordance with section 23 of the agreement; that certain minor errors were found in some of the descriptions; that a corrected list was forwarded to the Commission at its request in January, 1903, which said list contained the descriptions of 157,600 acres of land, and "was received, accepted, and placed on file by said Commission, as and for the Delaware lands segregated under the authority of said act."

He further states that on February 2 last a decree was entered by the Court of Claims in the case of the Delawares *v.* The Cherokees; that on March 19, 1903, an appeal was taken to the Supreme Court from the decision of the Court of Claims, and that said case is now pending in the Supreme Court of the United States; and he takes the position that the Commission to the Five Civilized Tribes, having exercised the authority vested in it by the Cherokee agreement in segregating the Delaware lands, has no authority or jurisdiction over the lands so segregated until final determination of the suit of the Delawares *v.* The Cherokees by the Supreme Court of the United States, and that it has "no further power to do any other act with reference to said lands."

He then states that the agreement provides that after said segregation shall have been made the Commission shall proceed to allot the remaining lands of the Cherokee tribe, and he concludes that the Commission has "no more power to receive any application for or to perform any act concerning any of the lands embraced within the Delaware selections than if these lands had been within the Osage Reservation, in Oklahoma, or had never been any part of the lands of the Cherokee tribe."

Mr. Adams states that recently he has received many letters and telegrams from Delaware Indians residing in the Indian Territory and occupying parts of the segregated lands, stating that they have been notified by the Commission to the Five Civilized Tribes that certain Cherokees have filed upon the lands occupied by the Delawares referred to, which lands are "within the segregated lands herein referred to, and notifying such Delawares to appear and file contests;" that this action seems to indicate that the Commission does not intend to treat the segregated lands as withdrawn from selection by the Cherokees; that if such action is carried out it will, in effect, nullify section 23 of the Cherokee agreement and deprive the Delawares of the protection which Congress intended to guarantee them by the provisions of said section; that if said action should be sustained as to one or several selections it could be sustained as to all, and there would therefore be no segregated lands; that such action would deprive the Delawares of their property rights, for the reason that they can not take their allotments at this time, and will not be allowed to do so until the case pending before the Supreme Court shall have been finally determined, and that he has been informed by the clerk of the Supreme Court that the case will probably not be disposed of for a year or more.

Mr. Adams then states that the Delaware Indians, acting under the advice of the Department, and the then Indian agent, Mr. Leo E. Bennett, spent almost all their tribal funds, which amounted to about \$1,000,000, in the improvement of their homes in the Cherokee Nation embraced in the segregation referred to by him; that they

have been loyal to the United States; have been law-abiding and peaceful in the Cherokee Nation; that they deserve the protection of the Government to the fullest extent; that it was the intention of Congress to extend this protection and make it fully effective; that if the law is interpreted as it seems to have been interpreted by the Commission it will become inoperative, and he appeals to the Department to take such action in the premises as may be expedient and necessary to protect the interests of the Delaware people, and give due force and validity to section 23 of the agreement.

The Commission in its report of October 20 last, relative to the request of Mr. Walter S. Logan, attorney for the Delawares in their suit against the Cherokees, gave it as its opinion that the law does not contemplate that each Delaware shall have an allotment of land equal to the per capita share of each Cherokee, "in addition to the allotment each such Delaware shall receive from the 157,600 acres to be segregated pending the determination of said suit, and that to adopt the contrary view in proceeding with the Cherokee allotment would place at a serious disadvantage innumerable Cherokees, who, unlike the Delawares, have neither improved lands nor homes of their own."

It was stated by the Commission that the lands to be segregated for the Delawares should include that "occupied and improved by them, and upon which they are now living."

In said report the Commission held that it had no authority under the law to make allotments for Delawares of land not embraced in the segregation required by the agreement; that the allotments to the Cherokees should begin at the earliest possible date; that upon the application of any Delaware citizen there should be reserved from allotment until the determination of the Delaware-Cherokee suit such lands not embraced in the segregation, and not exceeding an amount equal to 110 acres of the average allottable land of the Cherokee Nation, "as contain permanent and valuable improvements owned by such Delaware citizen."

The Office concurred in the views expressed by the Commission, and recommended the approval of the Commission's report.

November 29, 1902, the Department concurred in the views expressed by the Commission and this Office, and so advised Mr. Logan.

In the Commission's report of March 17, 1903, relative to the work performed during the month of February, 1903, which was transmitted with office report of March 27 last, it is stated, under the heading "Cherokee allotment division" (see p. 21), that "application for 1,673 allotments and homesteads were received during February. * * * The approval of 372 was withheld because the enrollment of the applicants as citizens of the Cherokee Nation had not been finally approved by the Secretary of the Interior, * * * 38 because the land applied for was embraced in the 157,600 acres of land which the Commission caused to be segregated for the Delaware Indians pending the determination of the suit instituted in the Court of Claims, and in the Supreme Court if appealed, by the Delawares against the Cherokee Nation."

From said monthly report it would appear, as stated by Mr. Adams in his communication, that the Commission to the Five Civilized Tribes has, in accordance with the provisions of section 23 of the Cherokee agreement, segregated the 157,600 acres hereinbefore mentioned.

The Commission's report of March 17, 1903, was approved by the Department on March 31 last. If the Commission had theretofore segregated said land—and from the correspondence it seems it had—the Department's approval of said report is, in effect, the approval of said segregation.

Section 23 of the Cherokee agreement specifically declares that the 157,600 acres purchased by the Delawares from the Cherokees shall be segregated from allotment if the suit hereinbefore mentioned has not been determined when the Commission shall be ready to commence making allotments in the Cherokee Nation, "*so to remain subject to disposition according to such judgment as may be rendered in said case.*" (Italics mine.)

Section 6 of the Cherokee agreement declares that the word "select" and its various modifications shall be held to mean "the formal application at the land office to be established by the Dawes Commission for the Cherokee Nation for particular tracts of land."

When the Commission was ready to commence the allotment of the Cherokee lands, inasmuch as the Delaware-Cherokee suit had not been finally determined, it became its duty to segregate the land claimed by the Delawares. This duty was obligatory and not discretionary. The records show that the Commission did segregate said land, and the lands so segregated are not susceptible of allotment at this time, and will not be, under the law as it exists, until the pending suit shall have been finally decided.

The Office does not believe that the Commission has any authority to allot any of the lands segregated during the pendency of said suit to Cherokee citizens, whether of Delaware blood or otherwise. If any citizen of the Cherokee Nation applies to the Commission for an allotment of any of the lands segregated, his application, the Office believes, should be rejected. The land is not susceptible of allotment, and if the Commission were to receive and file an application, and even mark it "rejected," it is possible that it would complicate matters, on account of the provisions of section 6 of the agreement, although it would seem that under the law no action of the Commission, or of any citizen of the nation, can in any way affect the segregated land until the determination of the Delaware-Cherokee suit. Cherokee citizens have the right to select any lands susceptible of allotment not segregated or in the possession of some citizen of the nation as his pro rata share of Cherokee lands. If the Commission permits Cherokee citizens to select any part of the segregated land and issues allotment certificates therefor, or even if it accepts the application, such action is almost sure to complicate matters, especially if the suit is finally determined in favor of the Delawares. Furthermore, it would seem from the law that the Commission has no jurisdiction at this time of the segregated lands, so far as allotting them is concerned, and will have no jurisdiction in that capacity, as the law exists, until the suit shall have been finally determined.

Ordinarily a matter of this sort should first be referred to the Commission for consideration and report, but inasmuch as Mr. Adams states positively that the Commission has permitted Cherokee citizens to select Delaware segregated lands the Office has deemed it proper to express its views, and it is suggested that the matter be brought to the attention of the Commission, with direction not to continue to allow Cherokee citizens to select any of said lands, if it has in fact done so, until such time as it shall have been fully instructed in the premises by the Department.

It is respectfully recommended that the Commission be directed as herein suggested, and that the whole matter be referred to the Commission for early report.

Very respectfully,

A. C. TONNER, *Acting Commissioner.*

No. 41.

DEPARTMENT OF THE INTERIOR, OFFICE OF INDIAN AFFAIRS,

Washington, April 30, 1903.

THE SECRETARY OF THE INTERIOR.

SIR: Referring to Office report of April 28, 1903, relative to the Cherokee lands segregated by the Commission to the Five Civilized Tribes, in accordance with the provisions of section 23 of the Cherokee agreement, there is inclosed herewith a report from the Commission, dated April 20, 1903, pertaining to the same subject.

In said report the Commission quotes section 23 of the agreement; quote from the Commission's report of October 20, 1902, as follows:

"The 157,600 acres of land to be segregated for the Delawares are to include lands heretofore selected, occupied, and improved by them, and upon which all of said Delawares are living, as is set forth on page 10 of their petition in the suit now pending in the Court of Claims, as follows:

"That thereupon the said Delawares selected the said 157,600 acres of land from the said Cherokee Reservation east of line 96, not theretofore selected or in possession of other parties, entered into the occupancy and possession of the same and made extensive and valuable improvements thereon, and they, their children, descendants, heirs-at-law, and personal representatives have continued to occupy and possess the said lands and the said improvements, and have continued to make extensive and valuable improvements thereon, and to reside thereon down to the present time." * * *

And from Department letter of November 29, 1902, in which the Commission was advised that—

"The Department is in receipt of your report, dated October 20, 1902, in regard to a communication from Mr. Walter S. Logan, concerning the suit of the Delaware Indians against the Cherokee Nation, now pending in the Court of Claims.

"The Department concurs in the views expressed by your Commission, and has advised Mr. Logan to that effect. The Commissioner of Indian Affairs also concurred."

It is then stated that on December 16, 1902, there was filed with the Commission an amended schedule of lands selected by the Delawares in the Cherokee Nation;

that this schedule embodied the stipulation of counsel for the Delawares and Cherokees, which, omitting the title, is as follows:

"In pursuance of leave reserved and granted by the court upon the final hearing of this case, it is hereby stipulated and agreed that the record herein be amended by substituting in the place of the incorrect descriptions given in the record herein of the 157,600 acres selected and claimed by the Delawares, the annexed descriptions, which, upon careful examination, have been found correct.

"And it is further stipulated and agreed that the court may, in its decision and final judgment herein, use the annexed correct descriptions in the place of the incorrect descriptions contained in said record: *Provided, however,* Such substituted descriptions do not interfere with the lawful rights or claims of other Cherokee citizens.

"WALTER S. LOGAN, *Attorney for Petitioners.*

"WILLIAM T. HUTCHINGS, *Attorney for Respondent.*

"WASHINGTON, D. C., *December 10, 1902.*"

The report shows that on December 17, 1902, the Commission adopted the following resolution:

"*Be it resolved by the Commission,* That the acting chairman cause to be set aside and segregated 157,600 acres of land in the Cherokee Nation, in accordance with the provisions of section 23 of the act of Congress approved July 1, 1902 (Public—No. 241), subject to disposition according to such judgment as may be rendered in the case of the Delaware Indians *v.* the Cherokee Nation, now pending in the United States Court of Claims and as shown by the description of said land in the stipulation of counsel for parties in said case, dated at Washington, D. C., December 10, 1902."

The Commission states that in proceeding to carry the resolution into effect, numerous errors and discrepancies were discovered in the schedule; that on January 5, 1903, the attention of Walter S. Logan and William T. Hutchings, counsel for the petitioners and respondent, respectively, was called to said errors and discrepancies. A copy of the Commission's communication of the date last mentioned is among the papers and is marked "Exhibit A."

The report shows that on January 23, 1903, Mr. Richard C. Adams, who claims to represent the Delaware Indians, furnished the Commission with a copy of a "second amended schedule of lands selected by the Delawares in the Cherokee Nation, as per stipulation of counsel," which contains an additional stipulation by counsel, as follows:

"We agree to the corrections herein in ink on pages 2, 4, 9, 12, 14, 42, 46, 51, 54, 63, 72, 73, and 74, being two corrections on pages 9, 42, 46, 63, and one on each of the other pages, subject to the above proviso."

The Commission states that the "above proviso" in the additional stipulation refers to the following: "Provided, however, such substituted descriptions do not interfere with the lawful rights or claims of other Cherokee citizens" contained in the first stipulation. A copy of Mr. Adams's letter of January 15, 1903, transmitting the second amended schedule, is among the papers and is marked "Exhibit B."

The Commission states that a comparison of the errors and discrepancies reported to the counsel for the Delawares and Cherokees, respectively, by the Commission, with the corrections made in the second amended schedule, shows that the discrepancies which counsel failed to correct pertain to lands reported by the Indian inspector for the Indian Territory, to have been reserved by the Department for town-site purposes; that the Commission advised the attorneys for the contending parties that the schedule of Delaware lands "embraced 12.34 acres within the limits of the town site of Bartlesville, 12.50 acres within the limits of the town site of Lenepah, and 17.88 acres within the limits of the town site of Sallisaw," and that Mr. Adams, in his letter of January 15 last, states that—

"On page 14 we take exception to the town of Bartlesville intruding on Delaware lands. * * * On page 54, which you claim that part of the selection belongs to the town of Lenepah, we do not concede this for the same reason as above—that is, we had made the selections before the town was surveyed; * * * and on pages 73 and 74 we contend that our rights to this land are older and better than the rights of the town of Sallisaw."

It is then stated that since the opening of the Cherokee allotment office at Vinita, on January 1 last, a number of Cherokee citizens have made applications for allotments of lands embraced wholly or in part in the segregation made for the Delawares; that such citizens in many instances claim to have been in possession of the lands applied for for years, and to own valuable improvements on the same, and that no Delaware citizen has ever occupied such lands or owned any improvements thereon; that action on this class of applications has been deferred, pending the

determination of the Delaware-Cherokee suit, and attention is invited to Mr. Adams's communication of April 7, 1903, a copy of which is among the papers, and marked "Exhibit C," wherein he states—

"My understanding is that the 157,600 acres of land is segregated, and that no Cherokee will be allowed to file on this land or to receive allotment out of it until the Supreme Court has finally passed upon the rights of the Delaware Indians."

A copy of a letter from Mr. Adams to the same effect, dated April 10, 1903, is among the papers, and marked "Exhibit D."

The Commission states that from Mr. Adams's communication it "appears that, notwithstanding the proviso in the stipulation of counsel that the substituted descriptions are not to interfere with the lawful rights or claims of other Cherokee citizens, the Delawares, through Mr. Adams, take the position that if the decision of the Supreme Court is favorable to them the specific 157,600 acres described in the record of the case will vest absolutely in the Delawares, notwithstanding any claims which other Cherokee citizens may make to portions of the same lands;" that in addition to the contention of the Delawares for the lands embraced within the limits of the town sites mentioned, and for lands claimed "and in the possession of other Cherokee citizens," a serious situation with reference to the Delaware segregation has developed in the work of allotment; that not a few Delaware citizens have presented themselves at the land office and asked to be allowed to make final selection of lands containing their improvements and upon which they reside, claiming that no portion of the lands occupied by them is included in the segregation; that the Commission has been informally advised "of cases of numerous other Delaware citizens whose improved lands are not included within said segregation, and the statement has been frequently made that the representatives of the Delaware Indians, or their business committee, refused to schedule for segregation the lands of any Delaware citizen who failed to pay a pro rata share of the fee which said representatives or committee demanded;" that the extent of the condition of affairs last mentioned is indicated by the correspondence had with Mr. William Nairn, copies of which are among the papers marked "Exhibit E;" that it is evident that while lands occupied by Delaware citizens have not been included in the schedule of lands made a part of the record in the suit commenced by the Delawares, "an amount of the public domain of the Cherokee Nation sufficient to bring the total segregation up to 157,600 acres has been included," and the Commission forwarded copies of the correspondence of the clerk in charge of the Cherokee land office at Vinita, which copies are marked "Exhibits F and G," and show that since the segregation of the lands for the Delawares "by this Commission on December 17, 1902," the Department has fixed the exterior limits of the town sites of North Tulsa and Lawton, in the Cherokee Nation, which embrace 20 and 25 acres, respectively, of the amount theretofore included in the Delaware segregation; that under the circumstances the Commission believes that the land embraced in the original schedule, and in the first and second amended schedules, made a part of the record in the Delaware case, have not been selected with due regard for the interests of either the Delaware citizens generally or other citizens of the Cherokee Nation, and without any intention of conforming to the laws pertaining to the establishment of town sites.

The Commission inclosed with its report a copy of a communication addressed to Hon. M. S. Quay, United States Senator from Pennsylvania, by Mr. Adams, on April 10, 1903, which was referred to the Commission by Senator Quay. Said copy is marked "Exhibit H." Mr. Adams's communication of April 10, 1903, to Senator Quay is almost identical with his letter of April 18, 1903, which was forwarded to the Department with office report of April 28, 1903. In this communication he takes the position that the Commission is without jurisdiction to receive applications of Cherokee citizens for lands embraced within the Delaware segregation, and the Commission states that this position is taken "notwithstanding the proviso of counsel in the stipulation hereinbefore set forth providing for the protection of the property rights of other Cherokee citizens."

The Commission believes that steps should be taken by the Department to guard against the possibility of the Supreme Court, in rendering judgment in said case, adopting the schedule "as the definite and specific tracts of land to which the Delawares are entitled under their claim," and requests that the Department issue such instructions as may be deemed proper in the premises.

From the papers before this Office it appears that the Commission has segregated lands for the Delawares, if any segregation has been made, in accordance with schedules furnished it by Mr. Adams.

December 17, 1902, the Commission adopted a resolution authorizing and empowering the then acting chairman to segregate the Delaware lands as required by the Cherokee agreement.

The Commission stated in its report of March 17, 1903, relative to the Commission's work during the month of February, that the lands had been segregated, and it appears that the Commission considers that the lands were segregated as of date December 17, 1902, the day the resolution was adopted, although the Commission's report shows that it accepted the second-amended schedule from Mr. Adams on January 23, 1903. There is nothing in the papers which shows that the Commission or the present chairman of the Commission, in accordance with the resolution of December 17 last segregated the lands referred to, except the Commission's communication of January 5, 1903, addressed to Walter S. Logan and William T. Hutchings, a copy of which is among the papers. In that communication it is stated that "the Commission has segregated and reserved from allotment, subject to disposition according to such judgment as may be rendered in said cause, 157,541.74 acres of land in the Cherokee Nation, the same being the land described in said stipulation, less 60 acres" accounted for as indicated in the Commission's communication.

The Commission's report and other papers do not show that the chairman of the Commission actually segregated the land in accordance with said resolution, and that his action was approved by the Commission. It seems that the Commission did not investigate the matter and ascertain whether the lands it segregated or proposed to segregate were "lands which have been selected and occupied by Delawares in conformity to the provisions of their agreement with the Cherokees" of April 8, 1867, but that it simply took the schedule or schedules furnished it by Mr. Adams, and that the segregation was made, if any has been made, in accordance with such schedule or schedules, without investigation as to whether the lands described therein were susceptible of segregation in accordance with the provisions of law. It seems to this Office that the Commission should have first segregated all lands "which have been selected and occupied by Delawares," and if the total amount segregated did not aggregate the required amount, then segregate from the public domain lands sufficient to make 157,600 acres.

If the Delaware Indians had "selected and occupied" more than 157,600 acres the aggregate amount of the lands selected and occupied by them should have been reduced, so that the total would not exceed 157,600 acres. This segregation, the Office believes, should have been made by the Commission from its own records and proper investigation, and not from the schedule or schedules furnished it by Mr. Adams or anyone else representing the Delawares. The schedule or schedules furnished by Mr. Adams could have been used by the Commission in connection with the making of the segregation, but the Commission should not have simply segregated the lands which he requested be segregated without proper investigation.

From the Commission's report it appears that the Commission segregated the lands that Mr. Adams requested be segregated, and it seems, and, in fact, the Commission states, that the lands purported to have been segregated do not include all of the lands "selected and occupied by Delawares."

The records of this office do not show that the Department has been furnished with the legal description of the lands alleged to have been segregated by the Commission. It seems to the office that the Commission should, as soon as the lands were segregated, have furnished the Department with a list of the segregated lands.

With reference to the town sites the records of this office show that the establishment of the exterior limits of Bartlesville was approved March 13, 1902; that the establishment of the exterior limits of Lenepah was approved March 5, 1902; and that the establishment of the exterior limits of Sallisaw was approved May 15, 1902.

At the time that the establishment of the exterior limits of the towns above mentioned was approved by the Department the Delaware lands had not been segregated, and the office believes that, under the provisions of the Cherokee agreement, lands not specifically segregated for any particular purpose were susceptible of being set aside for town-site purposes. It therefore believes that Mr. Adams's contention relative to the Department's not having authority to segregate the lands referred to by him, for town-site purposes, is untenable.

August 15, 1902, the Department authorized the Inspector for the Indian Territory to properly establish the exterior limits of the town of Lawton. This was prior to the purported segregation of Delaware lands on December 17 last, and the remarks relative to Bartlesville and the other towns above mentioned are applicable to Lawton.

The establishment of the exterior limits of North Tulsa was approved by the Department January 21, 1903, which was subsequent to the alleged segregation of Delaware lands. If the Delaware lands have been segregated, as the Commission holds, it is doubtful whether any of the lands should have been included within the limits of the town, as it seems that it was the intention of Congress that the segregated lands be not in any way disturbed after segregation until the Delaware-Cherokee suit shall have been finally determined. The Commission seems to be of the opin-

on that on account of the stipulation signed by the attorneys for the parties to the litigation, which is, in part, as follows:

"Provided, however, Such substituted descriptions do not interfere with the lawful rights or claims of other Cherokee citizens," its jurisdiction to allot to Cherokees, or at least to receive and file application for allotment, covers segregated lands.

The Commission's report of March 17, 1903, relative to the work performed by it during the month of February, 1903, shows that 38 applications for allotments were not approved "because the land applied for was embraced in the 157,600 acres of land which the Commission caused to be segregated for the Delaware Indians," and its report of April 16, 1903, relative to the work performed by it during the month of March, 1903, which has this day been transmitted, shows that 57 applications for allotments have not been approved for the same reason. This Office does not understand that the Commission has any jurisdiction of the segregated lands after the segregation shall have been made until such time as the court shall have finally decided the case. The law specifically declares that the lands shall be segregated, and that when segregated "such lands so to remain" until the final determination of the cause, and requires the Commission to allot "the remaining lands of the tribe as aforesaid."

The fact that the attorneys for the contending parties have signed a stipulation agreeing that the lands segregated shall not "interfere with the lawful rights or claims of other Cherokee citizens" does not in any manner whatsoever nullify or modify the law. The law is directory, and the Commission has no discretionary power in the premises. If the 157,600 acres have been segregated, the Office does not believe that the Commission should, until after the determination of the suit, permit any citizen of the nation to even file an application selecting any of the segregated lands as his allotment.

If an error has been made by the Commission in segregating lands lawfully in the possession of Cherokee citizens not of Delaware blood, the error should be corrected, and after this has been done, Cherokee citizens, whether of Delaware blood or otherwise, should not be permitted to file an application covering any of the segregated lands pending the determination of the case. It is thought that during said time the Commission should not even receive and file applications covering segregated lands. Applicants should, the Office believes, be advised that the Commission is without jurisdiction to allot or to receive an application covering any of such lands during the pendency of the suit.

The Commission's reports for the months of February and March show that it has received 95 applications covering lands alleged to have been segregated in accordance with section 23 of the agreement. To continue such applications will only be the means of complicating matters and fostering contests.

The Commission seems to be of the opinion that the Supreme Court of the United States may, in deciding the Delaware suit, approve a certain schedule which seems to be a part of the record in the case, and expresses the opinion that steps should be taken to prevent such action by the court. The Office does not understand that the court has authority to approve such schedule. The province of the court seems to be to decide the questions involved and to determine what interests the Delaware citizens have in the Cherokee lands, and it is the duty of the Commission, and not of the court, to segregate the 157,600 acres. However, it is believed that the Commission should furnish the Department with legal descriptions of the tracts segregated, if such segregation has been made, for its information and for such action, with reference to bringing the matter to the attention of the court, as the Department may consider proper.

If the Department shall hold that the Commission has segregated the 157,600 acres of land it is suggested that the Commission be advised in accordance herewith; but if the Department shall hold that the land has not been segregated it is thought that the Commission should be instructed to immediately segregate from allotment, "so to remain" until the final determination of the cause, 157,600 acres of land, the same to include "lands which have been selected and occupied by Delawares in conformity with the agreement of April 8, 1867."

As above stated, the Office believes that the Department had full power and authority to segregate any Cherokee lands for town-site purposes, regardless of whether occupied by Delaware citizens or any other citizen of the Cherokee Nation prior to the alleged Delaware segregation of December 17 last; and as part of the Delaware segregation is included within the limits of town sites, it is thought that the Commission should be instructed to segregate from the public domain or lands in possession of Delaware citizens, if all of such lands have not been segregated, additional lands in an amount equal to the Delaware segregation included within the limits of the town sites above mentioned, except North Tulsa.

If the Delaware lands were segregated on December 17, 1902, and were not after that date susceptible of allotment during the pendency of the suit, or subject to being reserved for town-site purposes after the segregation, it would seem that the Department's action in setting aside 20 acres of the Delaware segregation for town-site purposes in the town of North Tulsa should be reconsidered, and that the 20 acres mentioned should not be included within the limits of the town site.

The records of this Office and the Commission's report do not show that the inspector for the Indian Territory had been advised of the alleged segregation of Delaware lands. If he had been so advised, it is not probable that he would have recommended that 20 acres of such lands be included within the limits of the town of North Tulsa, at least without bringing the matter to the attention of the Department.

Very respectfully,

A. C. TONNER, *Acting Commissioner.*

No. 42.

MUSCOGEE, IND. T., *April 20, 1903.*

THE SECRETARY OF THE INTERIOR.

SIR: Report is hereby respectfully made of the action of the Commission in segregating 157,600 acres of land under section 23 of the act of July 1, 1902 (32 Stat. L., 716), pending the determination of the suit of the Delaware Indians *v.* The Cherokee Nation, and submitting matters relating thereto for the consideration of the Department.

Said section 23 is as follows:

"All Delaware Indians who are members of the Cherokee Nation shall take lands and share in the funds of the tribe, as their rights may be determined by the judgment of the Court of Claims, or by the Supreme Court if appealed, in the suit instituted therein by the Delawares against the Cherokee Nation and now pending; but if said suit be not determined before said Commission is ready to begin the allotment of lands of the tribe as herein provided, the Commission shall cause to be segregated one hundred and fifty-seven thousand six hundred acres of land, including lands which have been selected and occupied by Delawares in conformity to the provisions of their agreement with the Cherokees dated April eighth, eighteen hundred and sixty-seven, such lands to remain subject to disposition according to such judgment as may be rendered in said cause; and said Commission shall thereupon proceed to the allotment of the remaining lands of the tribe as aforesaid. Said Commission shall, when final judgment is rendered, allot lands to such Delawares in conformity to the terms of the judgment and their individual rights thereunder. Nothing in this act shall in any manner impair the rights of either party to said contract as the same may be finally determined by the court, or shall interfere with the holdings of the Delawares under their contract with the Cherokees of April eighth, eighteen hundred and sixty-seven, until their rights under said contract are determined by the courts in their suit now pending against the Cherokees, and said suit shall be advanced on the dockets of said courts and determined at the earliest time practicable."

In its communication of October 20, 1902, reporting on a letter from Mr. Walter S. Logan, referred to it by the Department, the Commission among other things stated:

"The 157,600 acres of land to be segregated for the Delawares are to include lands heretofore selected, occupied, and improved by them and upon which all of said Delawares are living, as is set forth on page 10 of their petition in the suit now pending in the Court of Claims, as follows:

"That thereupon the said Delawares selected the said 157,600 acres of land from the said Cherokee Reservation east of line 96°, not theretofore selected or in possession of other parties, entered into the occupancy and possession of the same, and made extensive and valuable improvements thereon, and they, their children, descendants, heirs at law, and personal representatives have continued to occupy and possess the said lands and the said improvements and have continued to make extensive and valuable improvements thereon and to reside thereon down to the present time * * *."

Under date of November 29, 1902, the Department advised the Commission as follows:

"The Department is in receipt of your report dated October 20, 1902, in regard to a communication from Mr. Walter S. Logan, concerning the suit of the Delaware Indians against the Cherokee Nation, now pending in the Court of Claims. The Department concurs in the views expressed by your Commission, and has advised Mr. Logan to that effect. The Commissioner of Indian Affairs also concurred."

On December 16, 1902, there was filed with the Commission, an amended schedule

of lands selected by the Delawares in the Cherokee Nation, said schedule being embodied in the stipulation of counsel, the preamble of which, after omitting the title, is as follows:

"In pursuance of leave reserved and granted by the court upon the final hearing of this case, it is hereby stipulated and agreed that the record herein be amended by substituting in the place of the incorrect descriptions given in the record herein of the 157,600 acres selected and claimed by the Delawares, the annexed descriptions which, upon careful examination, have been found correct.

"And it is further stipulated and agreed that the court may, in its decision and final judgment herein, use the annexed correct descriptions in the place of the incorrect descriptions contained in said record: *Provided, however,* Such substituted descriptions do not interfere with the lawful rights or claims of other Cherokee citizens.

"WALTER S. LOGAN,

Attorney for Petitioners.

"WILLIAM T. HUTCHINGS,

Attorney for Respondent.

"WASHINGTON, D. C., December 10, 1902."

On December 17, 1902, the Commission adopted the following resolution:

"*Be it resolved, by the Commission,* That the acting chairman cause to be set aside and segregated 157,600 acres of land in the Cherokee Nation, in accordance with the provisions of section 23 of the act of Congress approved July 1, 1902 (Public—No. 241), subject to disposition according to such judgment as may be rendered in the case of The Delaware Indians *v.* The Cherokee Nation now pending in the United States Court of Claims and as shown by the description of said land in the stipulation of counsel for parties in said case, dated at Washington, D. C., December 10, 1902."

In proceeding to carry said resolution into effect the Commission discovered numerous errors and discrepancies from the schedules submitted, which by letter dated January 5, 1903, were called to the attention of Walter S. Logan and William T. Hutchings, counsel for petitioners and respondent, respectively, a copy of said letter being attached hereto and marked "Exhibit A."

On January 23, 1903, the Commission received from Richard C. Adams, claiming to represent the Delaware Indians at Washington, a certified copy of a "second amended schedule of lands selected by the Delawares in the Cherokee Nation as per stipulation of counsel," which contains the additional stipulation by counsel, as follows:

"We agree to the corrections herein in ink on pages 2, 4, 9, 12, 14, 42, 46, 51, 54, 63, 72, 73, 74, being two corrections on pages 9, 42, 46, 63, and one on each of the other pages, subject to the above proviso."

The "above proviso" referred to in the additional stipulation just quoted refers to the following in the first stipulation quoted, viz: "*Provided, however,* Such substituted descriptions do not interfere with the lawful rights or claims of other Cherokee citizens."

A copy of Mr. Adams's letter of January 15, 1903, transmitting said omitted schedule, is herewith attached, marked "Exhibit B."

A comparison of the errors and discrepancies reported to counsel by the Commission with the corrections made in the second amended schedule, shows that the discrepancies which counsel failed to correct have reference to land, reported by the Indian inspector for Indian Territory to have been reserved by the Department for town-site purposes.

The Commission had reported to counsel that the schedule of Delaware lands embraced 12.34 acres within the limits of the town site of Bartlesville, 12.50 acres within the limits of the town site of Lenepah, and 17.88 acres within the limits of the town site of Sallisaw. Referring to said report, Mr. Adams, in his letter, states:

"On page 14 we take exception to the town of Bartlesville intruding on Delaware lands * * * On page 54, which you claim that part of the selection belongs to the town of Lenepah, we do not concede this for the same reason as above—that is, we have made the selections before the town was surveyed * * * and on pages 73 and 74 we contend that our rights to this land are older and better than the rights of the town of Sallisaw."

Since the opening of the Cherokee allotment office at Vinita, Ind. T., on January 1, 1903, a number of Cherokee citizens have made application for allotments of land embraced wholly or in part in the segregation made for the Delawares. They claim in many instances to have been in possession of these lands for years and to own valuable improvements on the same, and state that no Delaware citizen has ever occupied such lands or owned any improvements thereon. Action on this class of applications has been deferred pending the determination of the suit referred to.

In a communication dated April 7, 1903, a copy of which is hereto attached and marked "Exhibit C," Mr. Adams states:

"My understanding is that the 157,600 acres of land is segregated, and that no Cherokee will be allowed to file on this land or to receive allotment out of it until the Supreme Court has finally passed upon the rights of the Delaware Indians."

A copy of a letter to the same effect from Mr. Adams, dated April 10, 1903, is hereto attached and marked "Exhibit D."

From these it appears that, notwithstanding the proviso in the stipulation of counsel that the substituted descriptions are not to interfere with the lawful rights or claims of other Cherokee citizens, the Delawares, through Mr. Adams, take the position that if the decision of the Supreme Court is favorable to them the specific 157,600 acres described in the record of the case will vest absolutely in the Delawares, notwithstanding any claims which other Cherokee citizens may make to portions of the same lands.

In addition to the contention of the Delawares for the lands embraced within the limits of the town sites mentioned, and for lands claimed and in the possession of other Cherokee citizens, quite a serious situation with reference to the Delaware segregation has developed in the work of allotment. Not a few Delaware citizens have presented themselves at the land office and asked to be allowed to make a final selection of lands containing their improvements and upon which they reside, claiming that no portion of the lands occupied by them is included within said Delaware segregation.

The Commission has been informally advised of cases of numerous other Delaware citizens whose improved lands are not included within said segregation, and the statement has been frequently made that the representatives of the Delaware Indians or their business committee refused to schedule for segregation the lands of any Delaware citizen who failed to pay a pro rata share of the fee which said representatives or committee demanded. The Delawares, whose property rights are thus unprotected, are for the most part in moderate circumstances, and the improvements on the lands occupied by them represent, in most instances, the efforts of a lifetime.

The extent of the condition of affairs last mentioned is indicated by the correspondence had with William Nairn, of Coodys Bluff, Ind. T., copies of which are hereto attached and marked "Exhibit E."

It is quite evident that while lands occupied by Delaware citizens have not been included in the schedule of lands made a part of the record in the suit of the Delawares an amount of the public domain of the Cherokee Nation sufficient to bring the total segregation up to 157,600 acres has been included.

There are also attached hereto and marked "Exhibit F" and "Exhibit G," copies of reports of the clerk in charge of the Cherokee land office in Vinita, dated February 12, 1903, showing that since the segregation of lands for Delawares by this Commission on December 17, 1902, the Department has fixed the exterior limits of the town sites of North Tulsa and Lawton in the Cherokee Nation, which embrace, respectively, 20 and 25 acres of land theretofore included in said Delaware segregation.

Under all circumstances the Commission believes that the lands embraced in the original schedule, and in the first and second amended schedules made a part of the record in the case of the Delawares, have not been selected with a due regard for the interests of either the Delaware citizens generally or other citizens of the Cherokee Nation, and in so far as town sites are affected without any intention of conforming to the laws relating to the establishment of such town sites.

The Commission is in receipt of a communication from Mr. Adams to Hon. M. S. Quay, United States Senator from Pennsylvania, dated April 10, 1903, and referred by Senator Quay to the Commission. A copy of said letter and of Senator Quay's indorsement thereon is hereto attached, marked "Exhibit H." In this latest letter Mr. Adams takes the position that the Commission is without jurisdiction to receive applications of Cherokee citizens for lands embraced in the Delaware segregation, notwithstanding the proviso of counsel in the stipulation hereinbefore set forth providing for the protection of the property rights of other Cherokee citizens.

The Commission believes that some steps should be taken to guard against the possibility of the Supreme Court rendering a judgment adopting said schedule as the definite and specific tracts of land to which the Delawares are entitled under their claim, and respectfully request that the Department may issue such instructions as it may deem proper in the premises.

Respectfully,

TAMS BIXBY, *Chairman.*
T. B. NEEDLES,
C. R. BRECKINRIDGE,
W. E. STANLEY,
Commissioners.

(Through the Commissioner of Indian Affairs.)

EXHIBIT A.

MUSCOGEE, IND. T., *January 5, 1903.*WALTER S. LOGAN, *Attorney for Petitioners.*WILLIAM T. HUTCHINGS, *Attorney for Respondents.*

GENTLEMEN: There was filed in the office of the Commission on December 16, 1902, what purports to be a copy of a stipulation of counsel theretofore filed in the United States Court of Claims in the case of the Delaware Indians *v.* the Cherokee Nation, No. 21139, which stipulation, omitting the caption, is as follows:

"In pursuance of leave reserved and granted by the court upon the final hearing of this case, it is hereby stipulated and agreed that the record herein be amended by substituting in the place of the incorrect description given in the record herein of the 157,600 acres selected and claimed by the Delawares, the annexed descriptions which, upon careful examination, have been found correct.

"And it is further stipulated and agreed that the court may, in its decision and final judgment herein, use the annexed correct descriptions in the place of the incorrect descriptions contained in said record, provided, however, such substituted descriptions do not interfere with the lawful rights or claims of other Cherokee citizens.

"Washington, D. C., December 10, 1902.

"WALTER S. LOGAN,

"*Attorney for Petitioners.*

"WILLIAM T. HUTCHINGS,

"*Attorney for Respondents.*"

Following the above are the descriptions of the lands therein referred to, aggregating 157,601.74 acres, said descriptions being arranged in paragraphs designated by letters from A to Z, AA to ZZ, and AAA to PPP.

In accordance with the provisions of section 23 of the act of Congress approved July 1, 1902 (32 Stat. L., 716), the Commission has segregated and reserved from allotment, subject to disposition according to such judgment as may be rendered in said cause, 157,541.74 acres of land in the Cherokee Nation, the same being the land described in said stipulation, less 60 acres accounted for as follows:

(a) On page 9, paragraph L, section 5, calls for lots 1 and 2 E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of section 30, township 21 N., range 13 E., and gives area as 159.96 acres. The area of this quarter section as expressed upon the official township plat is 159.78 acres. The area originally was as given in the stipulation, 159.96, but owing to corrections in areas of lots it now appears as 159.78 acres. Deficit, 0.18 of an acre.

(b) On page 9, paragraph L, section 6, calls for lots 1 and 2 of section 31, township 21 N., range 13 E., and gives area as 79.96 acres. The areas of these two lots as expressed upon official plat is 79.34 acres. Deficit, 0.62 of an acre.

(c) On page 14, paragraph Q, section 4, calls for all of section 7, township 26 N., range 13 E. 12.34 acres of this section are included within the limits of the town site of Bartlesville. Deficit, 12.34 acres.

(d) On page 46, paragraph II, section 3, calls for the SE. $\frac{1}{4}$ of section 8, township 23 N., range 16 E., containing 160 acres. This quarter section is rendered fractional by the Verdigris river, and contains a land area of but 143.99 acres. Deficit, 16.01 acres.

(e) On page 46, paragraph II, section 6, calls for lot 4 of section 30, township 23 N., range 16 E., giving area of same as 39.33 acres. The official township plat shows area of this lot to be 38.80 acres. Deficit, 0.53 of an acre.

(f) On page 51, paragraph LL, section 2, calls for the N. $\frac{1}{2}$ and SW. $\frac{1}{4}$ of section 4, township 26 N., range 16 E., and gives area of the same as 480 acres. The official township plat shows area of these tracts of land to be 480.08 acres. Excess, 0.08 of an acre.

(g) On page 54, paragraph MM, section 1, calls for the W. $\frac{1}{2}$ of section 6, township 27 N., range 16 E. 12.50 acres of the W. $\frac{1}{2}$ of said section are included within the limits of the town site of Lenapah. Deficit, 12.50 acres.

(h) On page 63, paragraph VV, section 3, calls for the NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of section 20, township 15 N., range 19 E., and gives area as 40 acres. The NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of said section is lot 1, being rendered fractional by the Creek-Cherokee boundary line, and contains 39.98 acres. Deficit, 0.02 of an acre.

(i) On page 72, paragraph OOO, section 1 (a), calls for the S. $\frac{1}{2}$ of the NE. $\frac{1}{4}$ of section 6, township 11 N., range 24 E., giving area as 80 acres. 17.80 acres of said tract are included within the limits of the town site of Sallisaw. Deficit, 17.80 acres.

(j) On page 73, paragraph OOO, section 1 (d), calls for the N. $\frac{1}{2}$ of the SE. $\frac{1}{4}$ of section 6, township 11 N., range 24 E., and gives area as 80 acres. 0.08 of an acre of the above-described tract is included within the limits of the town site of Sallisaw. Deficit, 0.08 of an acre.

SUMMARY.

Deficit—	Acres.
(a).....	0.18
(b).....	.62
(c).....	12.34
(d).....	16.01
(e).....	.53
(g).....	12.50
(h).....	.02
(i).....	17.80
(j).....	.08
	<hr/>
Excess (f).....	60.08
	<hr/>
	60.00

In addition to the foregoing there have been found certain discrepancies, which appear to be clerical errors, as follows:

On page 2, paragraph F, section 1 calls for SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of section 31, township 25 N., range 12 E. There is no section 31 in this fractional township, and the same by location would be in the Osage Nation. This is probably a transposition of figures, and intended for section 13.

On page 4, paragraph H, section 4 calls for E. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of section 13, township 27 N., range 12 E. This is apparently a clerical error, and intended for the E. $\frac{1}{2}$ of NW. $\frac{1}{4}$.

On page 12, paragraph P, section 8 (b) calls for the SW. $\frac{1}{4}$ of section 10, township 25 N., range 13 E. This is apparently a clerical error, and intended for the SE. $\frac{1}{4}$, as section 8 (a) of the same paragraph, on page 11, calls for the W. $\frac{1}{2}$ of section 10, township 25 N., range 13 E., which includes the SW. $\frac{1}{4}$ of said section.

On page 42, paragraph EE, section 1 (a), the $\frac{1}{4}$ has been omitted from the description, which reads S. $\frac{1}{2}$ of S. $\frac{1}{2}$ of NW. of section 6, township 27 N., range 15 E.

On page 42, paragraph EE, section 1 (c), calls in part for the W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of section 6, township 27 N., range 15 E. The description SE. $\frac{1}{3}$ is apparently intended for SE. $\frac{1}{4}$.

On page 70, paragraph III, section 5, calls for lots 1, 2, 3, 4, 5, and 7 of section 11, township 23 N., range 21 E., and gives area as 187.80 acres. The official township plat shows area of these lots to be 149.20 acres. The addition of lot 6, however, of the same section, which lot contains 38.60 acres, would make a total area of 187.80 acres as called for in stipulation, and it appears that either lot 6 was omitted from stipulation by mistake, or, if intentionally omitted, the change in total area was not made. (Lot 6 was temporarily reserved, making the area of reservation agree with that given in stipulation in this case.)

On page 71, paragraph JJJ, section 7, calls for the S. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of section 25, township 24 N., range 21 E., giving area as 80 acres. This was apparently intended for S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of said section.

In those cases where clerical errors have been discovered, as aforesaid, the Commission has made a tentative segregation of the land which it believed the counsel intended to describe in said stipulation and as previously indicated.

You are therefore respectfully requested to advise the Commission of such action as you may take to amend or correct the record in said cause in so far as it relates to the description of the land claimed by the Delawares, and to file with the Commission at the earliest date possible a certified copy of such instrument as may be filed in said court for that purpose.

Yours, truly,

TAMS BIXBY, *Acting Chairman.*

EXHIBIT B.

JANUARY 15, 1903.

HON. TAMS BIXBY,

Acting Chairman Commission to the Five Civilized Tribes, Muscogee, Ind. T.

DEAR SIR: Inclosed I hand you certified copy of the second amended description of the Delaware lands. On reviewing we find that several corrections were necessary, substantially what you called our attention to in your letter, that is: On page 2, 1 correction; page 4, 1 correction; page 9, 2 corrections; page 12, 1 correction, and on page 14 we take exception to the town of Bartlesville intruding on Delaware lands.

Arthur Armstrong, a Delaware Indian, who owns this land, had been living there many years before the town of Bartlesville was thought of.

On page 42 we make 2 corrections; on page 46, 2 corrections; on page 51, 1 correction, and on page 54, which you claim that part of the selection belongs to the town of Lenapah, we do not concede this for the same reason as above; that is, we have made the selection before the town was surveyed. On page 63 we make 2 corrections; on page 72, 1 correction, and on pages 73 and 74 we contend that our rights to this land are older and better than the rights of the town of Salisaw.

We offer as a substitute for any shortage the following: SE. $\frac{1}{4}$ of the SE. $\frac{1}{4}$ of sec. 6, T. 26 N., R. 13 E., 40 acres, and the NE. $\frac{1}{4}$ of the SW. $\frac{1}{4}$ of sec. 6, T. 27 N., R. 13 E., 40 acres. Out of these 80 acres you can take our shortage, taking first the 40 acres described in T. 26, R. 13, and whatever is still lacking take out of the other 40 acres. Both of these forties are Delaware lands, in possession of Delaware Indians, and can well go into the segregated lands.

Yours, respectfully,

RICHARD C. ADAMS.

EXHIBIT C.

APRIL 7, 1903.

TAMS BIXBY,

Chairman Commission to Five Civilized Tribes, Muskogee, Ind. T.

DEAR SIR: I am in receipt of a letter from F. B. Woodard, of Dewey, Ind. T., inclosing three letters from your Commission, relative to the interests of certain Delawares who hold and are in possession of part of the land segregated under section 23 of the act of Congress approved July 1, 1902, known as the Cherokee agreement and ratified by the Cherokees August 7, 1902. I can not see why any Cherokee should be allowed to interfere with the rights of the Delawares or their holdings until the same shall have been determined by the Court of Claims and the Supreme Court of the United States.

On February 2, 1903, the Court of Claims dismissed the suit, and during the same month we appealed the case to the Supreme Court of the United States. The record has been transmitted from the Court of Claims to the Supreme Court, and it is believed that the case will be tried at as early a date as the calendar will permit, but we are advised by the clerk of the Supreme Court that we can not be heard before the October term, if then, and likely the case would not be decided during the present year.

If a Cherokee is allowed to contest any Delaware's holding before the Supreme Court passes upon the rights of the Cherokees, it seems to me that the intended effect of section 23 is lost to the Delawares.

My understanding is that the 157,600 acres of land is segregated and that no Cherokee will be allowed to file on this land or to receive allotment out of it until the Supreme Court has finally passed upon the rights of the Delaware Indians.

I hope to receive an early reply from you on this subject, and trust that the Commission will fully protect the interests of my people in their rights and holdings in the Cherokee Nation.

Yours, truly,

RICHARD C. ADAMS.

EXHIBIT H.

APRIL 10, 1903.

HON. M. S. QUAY, *Washington, D. C.*

DEAR SENATOR: When Congress passed the act entitled "An act for the protection of the people of the Indian Territory, and for other purposes," which was approved June 28, 1898, and known as the Curtis Act, provision was made by section 25 thereof for the protection of the rights of the Delaware Indians in the Cherokee Nation, to the effect that before any allotments of lands should be made in the Cherokee Nation there should be segregated therefrom by the Commission to the Five Civilized Tribes, in separate allotments or otherwise, the 157,600 acres purchased by the Delawares from the Cherokees under the agreement of April 8, 1867. Following this was a provision referring to the Court of Claims and the Supreme Court of the United States the question of the rights of the Delawares to these lands and to other allotments, and their interest in the Cherokee tribal lands and funds.

No action was taken by the Commission to comply with this provision of the Curtis Act until the passage of the act of Congress approved July 1, 1902, which was rati-

fied by the Cherokees at a general election August 7, 1902, which act also provided in section 23 thereof as follows:

"SEC. 23. All Delaware Indians who are members of the Cherokee Nation shall take lands and share in the funds of the tribe, as their rights may be determined by the judgment of the Court of Claims, or by the Supreme Court, if appealed, in the suit instituted therein by the Delawares against the Cherokee Nation, and now pending; but if said suit be not determined before said Commission is ready to begin the allotment of lands of the tribe as herein provided, the Commission shall cause to be segregated one hundred and fifty-seven thousand six hundred acres of land, including lands which have been selected and occupied by the Delawares in conformity to the provisions of their agreement with the Cherokees dated April eighth, eighteen hundred and sixty-seven, said lands so to remain, subject to disposition according to such judgment as may be rendered in said cause; and said Commission shall thereupon proceed to the allotment of the remaining lands of the tribe as aforesaid. Said Commission shall, when final judgment is rendered, allot lands to such Delawares in conformity to the terms of the judgment and their individual rights thereunder. Nothing in this Act shall in any manner impair the right of either party to said contract, as the same may be finally determined by the courts, or shall interfere with the holdings of the Delawares under their contract with the Cherokees of April eighth, eighteen hundred and sixty-seven, until their rights under said contract are determined by the courts in their suit now pending against the Cherokees, and said suit shall be advanced on the dockets of said courts and determined at the earliest time practicable."

In anticipation of the allotment of the lands of the Cherokee Nation, and in conformity with the provisions of said section 23, above quoted, the Delaware Indians, through me as their authorized attorney in fact and representative, filed in December, 1902, with the Commission to the Five Civilized Tribes a list of selections of land, aggregating about 157,600 acres, as and for their selections to be segregated as in said section provided. Certain minor errors being found in some of these descriptions, an amended and corrected list was forwarded to said Commission, at its request, in January, 1903, which said list of selections contained the description of 157,600 acres of land, was received, accepted, and placed on file by said Commission, as and for the Delaware lands segregated under the authority of said act.

On February 2, 1903, a decree was passed by the Court of Claims in the case of the Delaware Indians against the Cherokee Nation, and on March 19 an appeal was filed in the Supreme Court of the United States, where said case is now pending.

I desire to submit that the Commission to the Five Civilized Tribes, having exercised the authority vested in them by the act of July 1, 1902, above referred to, in the segregation of the Delaware lands, their authority and jurisdiction over the lands thus segregated is exhausted until the final determination of the suit of the Delawares against the Cherokees by the Supreme Court of the United States, and they have no further power to do any other act with reference to said lands. The act in question having provided that this segregation being made, the Commission should proceed to allot the remaining lands of the Cherokee tribe, they had no more power to receive any application for or to perform any act concerning any of the lands embraced within the Delaware selections than if these lands had been within the Osage Reservation in Oklahoma or had never been any part of the lands of the Cherokee tribe.

During the last week I have been in receipt of many letters and telegrams from Delaware Indians residing in the Indian Territory and occupying parts of the segregated lands above mentioned, who have received notification from the Commission that certain Cherokees have made filings upon lands occupied by said Delawares and within the segregated lands herein referred to, and notifying such Delawares to appear and file contests.

This action, which seems to indicate that the Commission does not intend to treat the segregated lands as withdrawn from selection by Cherokees, would, if carried out, effect a nullification of the act of Congress referred to and deprive the Delawares of all the protection for which Congress inserted the clause above referred to in the act of July 1, 1902. If such action could be sustained as to one or several selections, it could be sustained as to all, and there would be no segregated land. This would deprive the Delawares of their property rights, for they can not take their allotments at this time, and will not be allowed to do so until the case now pending in the Supreme Court of the United States shall have been finally determined, which, as I am informed by the clerk of that court, will probably not be for a year or more.

The Delaware Indians, acting under the advice of the Department of the Interior and the Indian agent, Leo E. Bennett, some years ago, spent almost all their tribal funds, which amounted to about \$1,000,000, in the improvement of their homes in the Cherokee Nation embraced in the segregation referred to. They have always

been loyal to the United States, have been law-abiding and peaceful in the Cherokee Nation, and now deserve the protection of the Government to the fullest extent, and it was the intention of Congress to extend this protection and make it fully effective. But if the law is to be interpreted as seems now to be the purpose of the Commission, it will become inoperative and valueless and might as well never have been enacted.

In view of this situation and the peril of my people, I desire to appeal to you to take such action in their behalf as may seem to you proper, either by an application to the Secretary of the Interior or directly to the Commission, or both, as will prevent the contemplated action on the part of said Commission and preserve to the Delaware Indians the selections which they have made of these segregated lands until it shall be finally determined whether or not they are entitled to the same.

Yours, sincerely,

RICHARD C. ADAMS.

[Indorsed.]

APRIL 14, 1903.

Respectfully referred to Hon. Tams Bixby, president Dawes Commission. I presume there is some satisfactory explanation if the facts are as stated. I feel much interested in the Delawares, who are a Pennsylvania tribe, and trust the Commission will see that they are protected in accordance with the act of Congress until the pending litigation with the Cherokees is determined.

M. S. QUAY, U. S. S.

EXHIBIT D.

APRIL 10, 1903.

COMMISSION TO THE FIVE CIVILIZED TRIBES,

Muscogee, Ind., T.

GENTLEMEN: Referring to my letter of March 27 to the Commission, in which I inclose a communication from J. W. Gibson describing lands being a part of the Delaware segregated lands, I am in receipt of a letter of April 4, 1903, signed by C. R. Breckinridge, commissioner in charge, in which he says that Mr. Gibson had been requested on that date to communicate to the Commission the nature and location of the improvements on this land owned by him, and that upon receipt of this information he will be notified should any other citizen make application for this land or any part thereof as an allotment, in order that he may institute a contest for the land within the time provided by law.

Replying to this letter, I desire to submit on behalf of the Delaware people that the Commission, having segregated by description, by legal subdivision, the 157,600 acres in accordance with section 23 of the act of July 1, 1902, it is not within the power of the Commission now to accept any filing of selections on any part of said 157,600 acres so described, and that the Delaware Indians in possession of any part of this said described land should not be called upon to make contests of any such filing. The authority of the Commission to allot lands is limited by the said section 23 to the lands remaining and belonging to the Cherokee tribe after the segregation of this tract. The 157,600 acres of land described as aforesaid is not any more a part of the Cherokee lands to be allotted at this time than are the lands of the Osage Reservation, and it is the duty of the Commission, whenever any Cherokee attempts to file on any lands embraced in the 157,600 acres, to decline to receive this filing, without putting the Delaware occupant to the expense and trouble of contesting.

The attention of the Commission is invited to the said section 23, wherein it provides that after the segregation of the 157,600 acres, if the Commission should be ready to make allotments before the Supreme Court (if the case then pending be appealed to that court) should finally determine the rights of the Delawares, "said Commission shall thereupon proceed to the allotment of the remaining lands of the tribe as aforesaid."

I submit that under this provision of the law the Commission's authority to allot lands is limited to the remaining lands of the Cherokee tribe, and that, therefore, the Commission has no jurisdiction over the 157,600 acres which they have segregated, the act of segregation having exhausted the powers of the Commission over these lands until the Supreme Court shall have finally acted on the appeal that has been taken to that court from the decree of the Court of Claims.

In other words, this 157,600 acres at the present time should be treated as if they were not embraced within the exterior limits of the Cherokee Nation, or were never a part of the Cherokee Reservation, and any attempt made by Cherokees to file on any part of this land should be rejected by the Commission without any further proceedings.

Yours, truly,

RICHARD C. ADAMS.

EXHIBIT E.

COODYS BLUFF, IND. T., *January 31, 1903.*

THE DAWES COMMISSION.

GENTLEMEN: Please inform me why all of the Delaware lands have not been segregated, as required by the late Cherokee treaty?

There are at least 50 Delawares whose lands have not been set apart as contemplated by the treaty.

We would like to have our lands placed in the same condition as other Delawares, or a satisfactory explanation why they are not.

Yours, very truly,

WILLIAM NAIRN.

MUSCOGEE, IND. T., *February 6, 1903.*WILLIAM NAIRN, *Coodys Bluff, Ind. T.*

DEAR SIR: The Commission is in receipt of your letter of January 31, complaining that there are at least 50 Delawares whose lands have not been set apart as contemplated by the recent Cherokee agreement. You ask why these lands have not been set apart.

In reply, you are advised that there have heretofore been segregated for the Delaware citizens of the Cherokee Nation 157,600 acres of land in the Cherokee Nation. This is all the land which the recent Cherokee agreement provided should be segregated for the Delawares.

Respectfully,

C. R. BRECKINRIDGE, *Commissioner in Charge.*COODYS BLUFF, IND. T., *February 15, 1903.*

THE DAWES COMMISSION.

GENTLEMEN: I received your communication in reply to my inquiry. In reply permit me to say that my understanding of the late Cherokee agreement is that the lands of all the Delawares that had been selected in conformity with the Cherokee-Delaware treaty of 1867 were to be segregated by the Dawes Commission, and not of a certain portion, and not of Cherokee lands, as has been done. In support of my views allow me to cite the following clause of the treaty:

"But if said suit be not determined before said Commission is ready to begin the allotment of lands of the tribes as herein provided, the Commission shall cause to be segregated 157,600 acres of land, including lands which have been selected and occupied by Delawares in conformity to the provisions of their agreement with the Cherokees dated April 8, 1867."

This certainly has not been done. On the contrary, as before stated, many of the Delawares' lands have not been segregated. While some Cherokee lands have been set apart, and again in some instances several thousand acres have been segregated for certain individuals among the Delawares—an amount of land that could not in a just sense belong to them. In this manner some of the Delawares received much more than their share while others have not received any.

We can not think the Commission intentionally wronged us, but believe they were not conversant with the true state of the case.

Yours, very truly,

WILLIAM NAIRN.

EXHIBIT F.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES,
Winita, Ind. T., February 12, 1903.

COMMISSION TO THE FIVE CIVILIZED TRIBES,
Muscogee, Ind. T.

GENTLEMEN: Receipt is hereby acknowledged of the Commission's letter of the 31st ultimo, inclosing a letter dated January 27, 1903, from the acting United States Indian inspector for Indian Territory, in which he inclosed one copy of the exterior limit

report, showing the description of land embraced in the town site of North Tulsa, Cherokee Nation. Said report bears the approval of the Secretary of the Interior under date of January 21, 1903.

In reply you are advised that the following-described lands embraced within the limits of said town are included in the 157,600 acres of land which the Commission caused to be segregated for the use of the Delawares:

The S. $\frac{1}{2}$ of the SW. $\frac{1}{4}$ of the SW. $\frac{1}{4}$ of sec. 36, T. 20 N., R. 12 E. of the Indian meridian, containing 20 acres.

This for your information.

P. G. REUTER, *Clerk in Charge.*

EXHIBIT G.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES,
Vinita, Ind. T., February 12, 1903.

COMMISSION TO THE FIVE CIVILIZED TRIBES,
Muscogee, Ind. T.

GENTLEMEN: Receipt is hereby acknowledged of the Commission's letter of the 20th ultimo, inclosing a communication from the acting United States Indian inspector for Indian Territory, dated January 17, 1903, accompanied by a sketch showing the land desired for town-site purposes at Lawton, Cherokee Nation.

In reply, you are advised that the following-described tracts of land, which have been tentatively reserved for the town site of Lawton, are embraced in the 157,600 acres which the Commission caused to be segregated for the Delawares.

The N. $\frac{1}{2}$ of the SE. $\frac{1}{4}$ of the SE. $\frac{1}{4}$ of the NW. $\frac{1}{4}$, and the NE. $\frac{1}{4}$ of the SE. $\frac{1}{4}$ of the NW. $\frac{1}{4}$, and the SE. $\frac{1}{4}$ of the NE. $\frac{1}{4}$ of the NW. $\frac{1}{4}$, all in sec. 21, T. 28 N., R. 13 E. of the Indian meridian, containing in all 25 acres.

This for your information.

Respectfully,

P. G. REUTER, *Clerk in Charge.*

No. 43.

MAY 4, 1903.

THE ASSISTANT ATTORNEY-GENERAL FOR THE DEPARTMENT OF THE INTERIOR.

SIR: There is transmitted herewith a report of the Acting Commissioner of Indian Affairs of April 30, 1903, submitting a communication from the Commission to the Five Civilized Tribes (with inclosures), relative to lands segregated by it under section 23 of the act of July 1, 1902 (32 Stat. L., 716, copy inclosed); also a letter from him of April 28, 1903, with inclosures, reporting in regard to a communication from Richard C. Adams, relative to such segregation.

The Commission states on page 7 of its letter that—

“Under all circumstances the Commission believes that the lands embraced in the original schedule and in the first and second amended schedules made a part of the record in the case of the Delawares have not been selected with a due regard for the interests of either the Delaware citizens generally, or other citizens of the Cherokee Nation, and in so far as town sites are affected, without any intention of conforming to the laws relating to the establishment of such town sites.”

The Department requests your opinion as to whether said segregation has been made in conformity to the law, and what its authority and duty are in the premises.

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 44.

DEPARTMENT OF THE INTERIOR,
Washington, June 1, 1903.

THE ASSISTANT ATTORNEY-GENERAL FOR THE INTERIOR DEPARTMENT.

SIR: There is inclosed herewith for consideration in connection with departmental letter of May 4, 1903, transmitting certain correspondence relative to lands segregated

by the Commission to the Five Civilized Tribes for the benefit of the Delawares, a communication dated May 27, 1903, from Mr. Richard C. Adams, Washington, D. C., relative to the matter.

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 45.

MAY 27, 1903.

The SECRETARY OF THE INTERIOR, *Washington, D. C.*

SIR: Confirming my letter of April 18, 1903, relative to the rights of the Delawares in the lands segregated for their benefit under section 23 of the act of Congress approved July 1, 1902, I wish to state that I have recently visited the Delawares and find that conditions are growing much worse instead of better, and the Delawares desire an early decision in regard to their rights and the right of the Commission to the Five Civilized Tribes to allow Cherokee citizens to file upon the segregated lands.

I find that in many cases Cherokees have gone to the Commission to the Five Civilized Tribes and filed on lands owned, occupied by, and in possession of Delaware Indians, and recognized as lands segregated for them; that such Cherokees immediately upon filing on the land take possession of it, and, in some cases, fence such land, even though it be a part of the land cultivated by a Delaware. The Delaware Indian is warned by the Cherokee against trespassing on his own land and even threatened with injunction, which threat in one or two cases has been made good.

The Delaware Indians are much alarmed over the manner in which their rights are neglected. They feel they have a right to the protection of the Secretary of the Interior, and that the law guarantees to them this protection; that it is unnecessary for them to be put to the expense and trouble of appealing to the courts for protection, and that the Secretary should not only put a stop to the Cherokees filing on said lands but should remove all persons from the segregated lands who do not hold as Delaware Indians or under authority of said Indians.

Very respectfully,

RICHARD C. ADAMS.

No. 46.

[Telegram.]

VINITA, IND. T., *January 2, 1903.*

T. M. BUFFINGTON,

Care National Hotel, Washington, D. C.:

Commission is issuing numbers to persons on doubtful cards to take allotments Monday. Enter protest and call Secretary's attention to sections 11, 29, and 31 of Cherokee agreement. Letter follows. Answer.

W. W. HASTINGS, *Attorney.*

No. 47.

[Telegram.]

WASHINGTON, *January 3, 1903.*

DAWES COMMISSION, *Muscogee, Ind. T.:*

Protest filed by Cherokee Nation against your alleged action in issuing numbers to persons on doubtful cards to take allotments on Monday. Report fully by wire.

THOS. RYAN, *Acting Secretary.*

No. 48.

[Telegram.]

MUSCOGEE, IND. T., *January 3, 1903.*

SECRETARY OF INTERIOR, *Washington, D. C.:*

Telegram received. Commission has thought advisable to make reservations for doubtful Cherokee claimants, pending determination of cases, where such claimants are in possession and own improvements. No allotments will be made to them before cases are finally acted upon by Department.

BIXBY, *Acting Chairman.*

No. 49.

[Telegram.]

WASHINGTON, January 5, 1903.

BIXBY, Acting Chairman, Muscogee, Ind. T.:

Since your report January 3 shows that reservations are made for doubtful Cherokee claimants, pending determination of their cases, only where such claimants are in possession and own improvements, your action in that respect is approved.

THOS. RYAN, Acting Secretary.

No. 50.

DEPARTMENT OF THE INTERIOR, OFFICE OF INDIAN AFFAIRS,
Washington, November 18, 1903.

The SECRETARY OF THE INTERIOR

SIR: Referring to Department letters of October 6 and 29, 1903, respectively, relative to the segregation of the lands claimed by the Delaware Indians, there is inclosed herewith a report from the Commission to the Five Civilized Tribes, dated November 11, 1903, transmitting what appears to be a "second amended schedule of lands selected by the Delawares in the Cherokee Nation as per stipulation of counsel." The Commission quotes section 25 of the act of June 28, 1898, and section 23 of the Cherokee agreement, both of which are familiar to the Department, and states that under section 25 of the Curtis Act suit was brought by the Delaware Indians against the Cherokee Nation in the Court of Claims for the purpose of adjudicating the rights of the Delaware Indians to share in the allotment of lands and in the distribution of the funds of the Cherokee Nation; that on February 2, 1903, the Court of Claims dismissed said suit; that an appeal was taken from the decision of this court to the Supreme Court of the United States, where the case is now pending on appeal; that on December 16, 1902, there was filed with the Commission an amended schedule of lands purporting to comprise the 157,600 acres scheduled and claimed by Delaware Indians in the Cherokee Nation under the Delaware-Cherokee agreement of April 8, 1867; that annexed to said schedule was a stipulation between the attorneys for the contending parties to the effect that the schedule embraced the 157,600 acres of land claimed by the Delawares, and that upon careful examination the descriptions in the schedule had been found to be correct.

It is said that the Commission, relying on said stipulation and believing the schedule to be satisfactory to all the parties in interest, on December 17, 1902, adopted the following resolution:

"Be it resolved by the Commission, That the acting chairman cause to be set aside and segregated 157,600 acres of land in the Cherokee Nation, in accordance with the provisions of section 23 of the act of Congress approved July, 1902 (Public, No. 241), subject to disposition according to such judgment as may be rendered in the case of the Delaware Indians *v.* The Cherokee Nation, now pending in the United States Court of Claims, and as shown by the description of said land in the stipulation of counsel for parties in said case, dated at Washington, D. C., December 10, 1902."

And that, in compliance with this resolution, "the said segregation of Delaware lands was accordingly made, December 17, 1902, and entered upon the maps and plats of the Commission;" that subsequently numerous errors and discrepancies were found in the schedules, to which the attention of counsel for both parties was directed by the Commission's letter of January 5 last; that "a second amended schedule" was filed with the Commission January 23, 1903, which is simply the former schedule with certain alterations and corrections, and contains the agreement herein previously mentioned between the attorneys, with an additional stipulation as follows:

"We agree to the corrections herein in ink on pages 2, 4, 9, 12, 14, 42, 51, 54, 63, 72, 73, 74, being two corrections on pages 9, 42, 46, 63, and one on each of the other pages, subject to the above proviso.

"WALTER S. LOGAN, Attorney for petitioners.

"WM. T. HUTCHINGS, Attorney for respondent.

"By J. J. HEMPHILL.

"JANUARY 13, 1903."

The Commission says that upon the filing of the second amended schedule the lands described therein were, on January 23, 1903, accepted and adopted by it as the segregation of Delaware lands which the Commission is directed by law to make; that since the making and adoption of the latter segregation it has been found that counsel

failed to correct all the errors and discrepancies to which their attention was invited; that such errors consist largely of improperly including in said schedule certain lands which are embraced within the limits of certain town sites reserved under section 24 of the Cherokee agreement; that it has also been found since the adoption of said segregation that there are lands outside of the segregation, but within the limits of the Cherokee Nation, which are not occupied by Delawares who own the improvements located thereon, and that there are lands within the segregation which are occupied by Cherokees who own the improvements thereon. The Commission says "it is believed that an amendment ought to be made to said segregation, at the proper time, embodying all the corrections which shall be found necessary," and concludes its report as follows:

"Inasmuch as it has been held by the supreme court of the District of Columbia in the case of *Bullette v. Hitchcock et al.* that the approval of the Secretary of the Interior is necessary to the validity of any such segregation which the Commission may make, it is respectfully recommended that the action of the Commission relative to the adoption of said segregation be approved by the Department, and that at the proper time the necessary corrections be embodied in an amendment to be added to said schedule and likewise approved by the Department."

October 6 the Department advised the Commission that the law hereinbefore mentioned imposed upon it the duty of investigating and determining what lands are subject to segregation and said:

"Your Commission can not substitute the judgment of the Delaware Indians or any of them, or anyone acting for them or any of them, for your own judgment in this matter."

The Commission was advised that the segregation to become effective must meet with the approval of the Department; that the list or schedule referred to did not meet the requirements stated, and it was instructed to at once make such examination and investigation as would enable the Commission to determine what tracts should be added to the list and what tracts then embraced therein should be excluded. October 29 the Department directed the Commission to make a list of the tracts embraced in the schedule mentioned, showing lands claimed and occupied by Delawares to which there were no adverse claims, a list embracing all tracts claimed by Delaware Indians but not included in the list previously presented to the Commission, and a list embracing the tracts included in the list previously presented to the Commission to which some Cherokee citizen other than a Delaware made claim, and forward these lists to the Department with recommendation as to what action should be taken by the Department upon each list. The Commission makes no mention of either of these letters, and it does not appear that the Department's instructions have been complied with. Therefore the Commission's report and papers accompanying the same, including a map of the Cherokee Nation, are inclosed herewith for such action as you may be pleased to take thereon.

Very respectfully,

W. A. JONES, *Commissioner.*

No. 51.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES,
Muscogee, Ind. T., November 11, 1903.

THE SECRETARY OF THE INTERIOR, *Washington, D. C.*

SIR: It is desired to call the attention of the Department to the action heretofore taken by the Commission relative to the segregation of Delaware lands, and to submit herewith the further recommendations of the Commission in the premises, to wit:

The first direction to make a segregation of such lands is found in the act of Congress approved June 28, 1898 (30 Stat. L., 495), section 25 of which provides:

"That before any allotment shall be made of lands in the Cherokee Nation, there shall be segregated therefrom by the Commission heretofore mentioned, in separate allotments or otherwise, the one hundred and fifty-seven thousand six hundred acres purchased by the Delaware tribe of Indians from the Cherokee Nation under agreement of April eighth, eighteen hundred and sixty-seven, subject to the judicial determination of the rights of said descendants and the Cherokee Nation under said agreement. That the Delaware Indians residing in the Cherokee Nation are hereby authorized and empowered to bring suit in the Court of Claims of the United States, within sixty days after the passage of this Act, against the Cherokee Nation, for the purpose of determining the rights of said Delaware Indians in and to the lands and funds of said nation under their contract and agreement with the Cherokee Nation,

dated April eighth, eighteen hundred and sixty-seven; or the Cherokee Nation may bring a like suit against said Delaware Indians; and jurisdiction is conferred on said court to adjudicate and fully determine the same, with right of appeal to either party to the Supreme Court of the United States."

Subsequently, it was enacted in section 23 of the act of Congress, approved July 1, 1902 (32 Stat. L., 716), that—

"All Delaware Indians who are members of the Cherokee Nation shall take lands and share in the funds of the tribe, as their rights may be determined by the judgment of the Court of Claims, or by the Supreme Court if appealed, in the suit instituted therein by the Delawares against the Cherokee Nation, and now pending; but if said suit be not determined before said Commission is ready to begin the allotment of lands of the tribe as herein provided, the Commission shall cause to be segregated one hundred and fifty-seven thousand six hundred acres of land, including lands which have been selected and occupied by Delawares in conformity to the provisions of their agreement with the Cherokees dated April eighth, eighteen hundred and sixty-seven, such lands so to remain, subject to disposition according to such judgment as may be rendered in said cause; and said Commission shall thereupon proceed to the allotment of the remaining lands of the tribe as aforesaid. Said Commission shall, when final judgment is rendered, allot lands to such Delawares in conformity to the terms of the judgment and their individual rights thereunder. Nothing in this act shall in any manner impair the rights of either party to said contract as the same may be finally determined by the court, or shall interfere with the holdings of the Delawares under their contract with the Cherokees of April eighth, eighteen hundred and sixty-seven, until their rights under said contract are determined by the courts in their suit now pending against the Cherokees, and said suit shall be advanced on the dockets of said courts and determined at the earliest time practicable."

Pursuant to the authority granted in section 25 above quoted, suit was brought by the Delaware Indians against the Cherokee Nation, in the Court of Claims of the United States (No. 21139), for the purpose of adjudicating the rights of said Delaware Indians to share in the allotment of lands and in the division of funds in the Cherokee Nation, under the terms of their contract with the Cherokee Nation, made April 8, 1867. The Court of Claims, on February 2, 1903, rendered a judgment dismissing said suit, whereupon an appeal was taken to the Supreme Court of the United States, where said appeal is now pending.

On December 16, 1902, there was filed with the Commission an amended schedule of lands purporting to comprise the 157,600 acres scheduled and claimed by the Delaware Indians in the Cherokee Nation, under their said contract. Annexed to said schedule was a stipulation, by and between the attorneys for both parties to said suit, to the effect that said schedule embraced the 157,600 acres of land scheduled and claimed by the Delawares, and that upon careful examination the descriptions in said schedule had been found correct.

On December 17, 1902, relying on said stipulation and believing said schedule to be satisfactory to all the parties in interest, the Commission adopted the following resolution:

"Be it resolved by the Commission, That the acting chairman cause to be set aside and segregated 157,600 acres of land in the Cherokee Nation, in accordance with the provisions of section 23 of the act of Congress approved July 1, 1902 (Public—No. 241), subject to disposition according to such judgment as may be rendered in the case of the Delaware Indians *v.* The Cherokee Nation, now pending in the United States Court of Claims, and as shown by the description of said land in the stipulation of counsel for parties in said case, dated at Washington, D. C., December 10, 1902."

In compliance with said resolution the said segregation of Delaware lands was accordingly made December 17, 1902, and entered on the maps and plats of the Commission. The Commission subsequently found numerous errors and discrepancies in said schedule, to which the attention of counsel for both parties was directed in a letter dated January 5, 1903. Thereupon a "second amended schedule" was filed with the Commission on January 23, 1903. This second amended schedule, which is simply the former schedule with certain alterations and corrections, contains the same agreement heretofore mentioned between the attorneys, with an additional stipulation as follows:

"We agree to the corrections herein in ink on pages 2, 4, 9, 12, 14, 42, 51, 54, 63, 72, 73, 74, being 2 corrections on pages 9, 42, 46, 63, and 1 on each of the other pages, subject to the above proviso.

"WALTER S. LOGAN, *Attorney for Petitioners.*

"WM. T. HUTCHINGS, *Attorney for Respondent,*

"By J. J. HEMPHILL.

"JANUARY 13, 1903."

Upon the filing of this second amended schedule the lands described therein were, on January 23, 1903, accepted and adopted by the Commission as the segregation of Delaware lands which the Commission was directed to make in said section 25 above quoted. A copy of this schedule is transmitted herewith.

Since the making and adoption of the latter segregation, however, it has been found that the counsel failed to correct all the errors and discrepancies to which their attention was directed. Such errors consist largely of improperly including in said schedule certain lands which are also embraced within the limits of certain town sites reserved under section 24 of said act of July 1, 1902 (32 Stat. L., 716.)

It has also been found since the adoption of said segregation that there are lands outside of the segregation, but within the limits of the Cherokee Nation, which are occupied by Delawares who own the improvements thereon, and that there are lands within the segregation which are occupied by Cherokees who own the improvements thereon.

Accordingly it is believed that an amendment ought to be made to said segregation at the proper time embodying all the corrections which shall be found necessary.

Inasmuch as it has been held by the supreme court of the District of Columbia, in the case of *Bullette v. Hitchcock et al.*, that the approval of the Secretary of the Interior is necessary to the validity of any such segregation which the Commission may make, it is respectfully recommended that the action of the Commission relative to the adoption of said segregation be approved by the Department and that at the proper time the necessary corrections be embodied in an amendment to be added to said schedule and likewise approved by the Department.

Respectfully,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

TAMS BIXBY, *Chairman*.

T. B. NEEDLES, *Commissioner*.

C. R. BRECKINRIDGE, *Commissioner*.

(Through the Commissioner of Indian Affairs.)

No. 52.

DEPARTMENT OF THE INTERIOR, OFFICE OF INDIAN AFFAIRS,
Washington, November 18, 1903.

THE SECRETARY OF THE INTERIOR.

SIR: Referring to Department letters of October 6 and 29, 1903, and to office report of even date, there is inclosed herewith a report from the Commission to the Five Civilized Tribes, dated November 14, 1903, explaining the occasion of the Commission's report of November 11, 1903, recommending that the Department approve of the segregation of Delaware lands as made by the Commission December 17, 1902, as subsequently amended. The Commission's report now transmitted is of considerable length, and is simply an argument to the effect that the Department should approve of said segregation as made by the Commission. The Commission considers that the segregation should be approved, the approval to relate back to the date the segregation was made by the Commission in order that the work heretofore performed by the Commission in connection with allotting Cherokee lands may not be of no avail.

The approval of the segregation at this time, the Commission says, would relate back to the date the segregation was made by it, and that the segregation would become effective from that date. This Office does not consider that there can be any question but that the approval of the alleged segregation by the Department would relate back to the date it was made by the Commission, and as this seems to be the substance of the Commission's letter, and considering that it was made in duplicate, the Office does not believe that it is necessary to enter into any discussion thereof. Attention is respectfully invited, however, to the fact that the Commission does not refer to or mention either of Department letters above referred to.

As stated in Office report of this date, the Commission has not complied with the directions contained in these letters, and the Commission's report is submitted for such action as you may be pleased to take thereon.

Very respectfully,

W. A. JONES, *Commissioner*.

No. 53.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES,
Muscogee, Ind. T., November 14, 1903.

The SECRETARY OF THE INTERIOR, *Washington, D. C.*

SIR: The Commission having recommended in its letter of November 11, 1903, that the Secretary of the Interior approve the segregation of Delaware lands heretofore made and adopted by the Commission, it is fitting that the reasons for such recommendation should be stated.

Reference is made to section 25 of the act of June 28, 1898 (30 Stat. L., 495), which section is quoted in full in said letter. It provides that before any allotment shall be made of lands in the Cherokee Nation there shall be segregated therefrom by the Commission the 157,600 acres of land purchased by the Delawares from the Cherokees under their agreement of April 8, 1867. Further provisions on the same subject were embodied in section 23 of a subsequent act of Congress, approved July 1, 1902 (32 Stat. L., 716), which section is also quoted in said letter.

In endeavoring to carry out the directions contained in the two sections above mentioned the Commission made a segregation of Delaware lands on December 17, 1902, as set forth in said letter.

Certain errors and discrepancies having afterwards been found in the schedule of lands segregated on that date, the Commission, on January 23, 1903, corrected and amended said schedule of lands constituting the Delaware segregation; and this corrected schedule has been since treated by the Commission as the legal segregation of Delaware lands made under and by authority of the provisions of law above mentioned.

It was subsequently held, however, by the supreme court of the District of Columbia, in the case of *Bullette et al. v. Hitchcock et al.*, that the approval of the Secretary of the Interior is necessary to the validity of any segregation which the Commission may make. Hence it is desired that the Secretary approve said segregation of December 17, 1902, as corrected and amended on January 23, 1903; since, if it be held invalid for want of such approval, it is the same as if no segregation had been made. It would then be necessary to make a segregation *de novo* and, as it is provided in section 25 aforesaid that the segregation shall be made before any allotment of lands in the Cherokee Nation, a question might arise as to the validity of all allotments of lands made in said nation since the opening of the land office; and it is deemed prudent to avoid anything that might even tend to invalidate the great volume of work heretofore done by the Commission in making such allotments.

Such approval would be governed by the same principles as the ratification by a principal of an unauthorized act of his agent, the general rule in such cases being that—

“The ratification operates upon the act ratified precisely as though authority to do the act had been previously given, except where the rights of third parties have intervened between the act and the ratification.” (*Cook v. Tullis*, 18 Wall., 332-342.)

By analogy to such rule the approval of the Secretary of the Interior herein referred to would relate back and give the segregation the same effect as if it had been authorized by him at the time of its making. In other words, the approval would be retroactive and take effect as of the date of the segregation.

The principle of ratification as above set forth applies also to the unauthorized acts of public officers which are afterwards ratified or approved by a superior officer or governing body. (See *Mechem on Public Officers*, sec. 557-558; 10 A. and E. Enc. L., 1st ed., p. 471.)

Now, as to the exception mentioned in said rule in favor of the intervening rights of third persons, it is not believed that any person could acquire rights between the making of the segregation and its approval which would be so vested that it would not be permissible, under the authority vested in the Commission and the Secretary of the Interior, to disturb them. Full explanation is given of the reasons for this position in another part of this letter, where the question of amending the segregation is considered.

The persons particularly affected by the segregation of the Delaware lands are (1) those Cherokee citizens who occupy lands upon which they own improvements within the segregation and (2) those Delawares who occupy lands upon which they own the improvements outside of the segregation. It is not believed that a large number of persons are included in either of these classes, but their rights could be amply protected by amending the segregation from time to time so as to exclude the lands of class one from the segregation and include those of class two therein. In any event, the disadvantages following the course herein outlined would

be trivial as compared with the irreparable damage to the whole body of Cherokee citizens which would result from the invalidation of all the allotments made in the Cherokee Nation up to this time.

We come now to a consideration of the question of amending or correcting the segregation after it has been once made and approved. The general rule, subject to some exceptions, is that an amendment will relate back to the date of the matter amended. (See *Heath v. Whidden*, 29 Me., 108; *Sanger v. Newton*, 134 Mass., 308.)

Thus clerical mistakes in the names of parties may be corrected or a new defense may be added by amendment, or where evidence not within the issue is offered and admitted the pleadings may be amended to conform to the evidence. It is also held by some courts that an amendment in a suit will relate back to the date of the filing of the original declaration or complaint, so as to prevent the setting up of the plea of the statutes of limitations. (See *Smith v. Bellows*, 77 Pa. St., 441.)

No reason is seen why the amendment to the segregation as suggested should not be valid as against all persons except such third parties, if there be any, who have acquired rights between the making of the segregation and of the amendments thereto. Are there any such persons having intervening rights in Cherokee lands which are so vested that it would not be permissible to disturb them? The word "right" is here used as referring to an interest in lands, and is synonymous with an estate. What, then, is a vested estate? A vested estate is an immediate fixed right of present or future enjoyment. (See 4 Kent Com., 202.)

Preston says: "A vested estate is an interest clothed with a present legal and existing right of alienation." (1 Preston on Estates, 65.)

We have, then, at least two elements necessary to constitute a vested estate: (1) A present fixed right of enjoyment and (2) a present right of alienation.

Applying these principles, can it be said that any citizen of the Cherokee Nation has any vested right or estate in any of the allotable lands of said nation prior to the issuance of a patent? We think not. His right is simply in the nature of an expectation of future benefit or interest, and not a present fixed interest which is subject to alienation. If prior to the issuance of a patent a Cherokee citizen acquires vested rights by having his enrollment as a citizen approved by the Secretary of the Interior, then it would be clearly beyond the power of the Secretary to rescind his approval, or to strike the name of such citizen from the final rolls. Yet the Secretary has frequently exercised the power of rescinding his former approval of the enrollment of Cherokee citizens and of striking their names from the final rolls now being made by the Commission. Presumably, this power is exercised by him under the authority of a line of decisions of the United States Supreme Court holding, in similar cases, that until the matter is closed by final action the Secretary of the Interior may correct, reverse, or vacate any act or decision made by himself or by any subordinate officer under his supervision. A few of the decisions of said court touching upon this question are hereinafter cited.

Exclusive jurisdiction in all matters relative to the allotment of lands is conferred by law upon the Commission, subject to the supervision and control of the Secretary of the Interior, and all proceedings by the Commission relative to the allotment of Cherokee lands must receive his approval to be valid. Up to this time no patents have been issued for any allotable lands in the Cherokee Nation, and no allotments of such lands have been approved by the Secretary of the Interior. Even if the Secretary had approved any matter or proceedings relative to the allotment of such lands, it is held by the court in the case of *Bullette v. Hitchcock et al.* (supra), that he would still have authority to correct, modify, or vacate the same. In support of its opinion the court cites the case of *Knight v. United States Land Association* (142 U. S., 161-178). In that case the Commissioner of the General Land Office approved the survey of certain land involved in the action, and although no appeal was taken from such approval the Secretary of the Interior subsequently set the survey aside. It was claimed that his action was illegal. In passing upon this question the court, speaking through Mr. Justice Lamar, said:

"The statutes in placing the whole business of the Department under the supervision of the Secretary invest him with authority to review, reverse, amend, annul, or affirm all proceedings in the Department having for their ultimate object to secure the alienation of any portion of the public lands, or the adjustment of private claims to lands, with a just regard to the rights of the public and of private parties."

Reference is also made to the case of *New Orleans v. Pain* (147 U. S., 261-266), which involved the power of the Secretary of the Interior to set aside a survey of the public lands already approved and to approve a subsequent survey thereof. In that case Mr. Justice Brown, delivering the opinion of the court, said:

"If the Department was not satisfied with this (the first) survey, there was no rule of law standing in the way of its ordering another. Until the matter is closed by

final action, the proceedings of an officer of a department are as much open to review or reversal, by himself or his successor, as are the interlocutory decrees of a court open to review upon the final hearing."

See also *Williams v. United States* (138 U. S., 514, 523-524); *Hawley v. Diller* (178 U. S., 476, 488, 490); *Michigan Land and Lumber Co. v. Rust* (168 U. S., 589, 592, 594-595); *Beley v. Naphitaly* (169 U. S., 353, 364); *Brown v. Hitchcock* (173 U. S., 473, 476-478); *United States ex rel. v. Hitchcock* (190 U. S.), decided May 18, 1903.

In view of the powers of the Secretary of the Interior in respect to the supervision and control of matters within his jurisdiction, as such powers are defined in this unbroken line of authorities, it is difficult to see how any person could have any rights in Cherokee lands, prior to the issuance of a patent, which are so vested that it would not be permissible to disturb them by amending the Delaware segregation.

If it be considered as established that the Secretary could, as a matter of law, approve the Delaware segregation heretofore made by the Commission, and that such approval would relate back to the date of the segregation approved, and could correct or amend such segregation, without interfering with the vested rights of any person, then it is believed that, as a matter of expediting the work of allotment in the Cherokee Nation, it ought to be done.

Respectfully,

TAMS BIXBY,
Chairman.

(Through the Commissioner of Indian Affairs.)

No. 54.

DEPARTMENT OF THE INTERIOR,
Washington, November 19, 1903.

THE ASSISTANT ATTORNEY-GENERAL FOR THE INTERIOR DEPARTMENT.

SIR: The Department is in receipt of a report from the Commissioner of Indian Affairs, dated the 18th instant, in which reference is made to departmental letters of October 6 and 29, 1903, relative to the segregation of the lands claimed by the Delaware Indians, and inclosing a report from the Commission to the Five Civilized Tribes, dated November 11, 1903, transmitting what appears to be a "second amended schedule of lands selected by the Delawares in the Cherokee Nation as per stipulation of counsel."

The Department is also in receipt of another communication of even date from the Commissioner of Indian Affairs, transmitting a report from the chairman of said commission relative to the matter.

Inasmuch as said departmental letters were prepared in your office, said report and inclosures are transmitted herewith, with a request that you give the Department your opinion and advice in the premises and the action which ought to be pursued.

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 55.

DEPARTMENT OF THE INTERIOR,
OFFICE OF THE ASSISTANT ATTORNEY-GENERAL.
Washington, November 25, 1903.

THE SECRETARY OF THE INTERIOR.

SIR: With report of November 11, 1903, the Commission to the Five Civilized Tribes submitted a schedule of lands selected by the Delaware Indians, in the Cherokee Nation, to be segregated under the provisions of section 23, of the act approved July 1, 1902 (32 Stat. L., 716), and under date of November 14, 1903, the chairman of the commission submitted a further report. The matter has been referred to this office by note of November 19, 1903, in which, after a reference to departmental letters of October 6 and 29, 1903, it is said:

"Inasmuch as said departmental letters were prepared in your office, said reports and inclosures are transmitted herewith, with a request that you give the Department your opinion and advice in the premises and the action which ought to be pursued."

April 20, 1903, the Commission made a report of its action under said section 23 of the act of July 1, 1902 (*supra*), in which it was said that a schedule of lands selected

by the Delawares had been accepted by the Commission as a proper list to be segregated. It was further stated, however, that the Commission had been advised that there are "numerous other Delaware citizens whose improved lands are not included within the said segregation;" that a number of Cherokee citizens had made application for allotments of lands embraced in said schedule, claiming to have been in possession of such lands, and that no Delaware citizen ever occupied such lands or owned any improvements thereon, and that the lands embraced in said schedules "have not been selected with due regard for the interests of either the Delaware citizens generally or other citizens of the Cherokee Nation."

While the Department had this report under consideration, suit was begun in behalf of the Delaware Indians to enjoin the Secretary of the Interior from in any manner interfering to change said list, and a temporary restraining order was issued. Upon final hearing of the case this temporary order was discharged and the injunction denied. Thereupon the Department, October 6, 1903, issued instructions to the Commission to the Five Civilized Tribes, in which it was said:

"It seems clear that the list or schedule of lands does not meet the requirement of the statute in that it does not include all the lands which have been selected and occupied by Delawares and in that it does include lands which no Delaware has selected and occupied, but to which other Cherokee citizens have claims based upon alleged settlement and improvements thereon. You will therefore proceed at once to make such examination and investigation as will enable you to determine what tracts should be added to said list and what tracts now embraced therein should be excluded, care being taken to make the list cover the full quantity of land required to be segregated. You will as soon as possible report the results of such investigation, with suitable recommendations in the premises. In the meantime, and until the segregation shall have become effective, you will suspend all proceedings looking to the allotment of lands in the Cherokee Nation."

October 29, 1903, further instructions were given, as follows:

"In order that the Department may have a better understanding of the condition of affairs, and to the end that speedy action may be taken when you shall submit a new list for action by the Department, these further instructions are given: You will at your earliest convenience make up a list of the tracts embraced in the former list which, as shown by the records of your office, are claimed and occupied by Delaware Indians, and to which there are no adverse claims. You will make another list, which shall embrace all tracts claimed by Delaware Indians, but not included in the list heretofore presented to you. You will make a third list embracing the tracts included in the list heretofore presented, to which some Cherokee citizen other than a Delaware makes claim. You will transmit with each of these lists a statement of the condition of the tracts embraced therein as to the occupancy thereof and improvements thereon so far as the same are known to you, and will also recommend what action should be taken by the Department upon each of such lists.

"These instructions are not intended to supersede those of October 6, and you will therefore proceed upon any line of examination and investigation which may have been entered upon under those instructions."

The list now submitted is the same as that before presented to the Department, and the Commission still says that there are errors in that list and that "an amendment ought to be made to said segregation at the proper time, embodying all the corrections which shall be found necessary." They, however, recommend that the list as it now stands be now approved, leaving the corrections to be made hereafter.

So far as appears from the papers submitted, the Commission has taken no action under the instructions of October 6 and 29. The Department is still without any definite information as to the extent of the errors in this list or as to the number of people affected thereby. The statements made are general and indefinite, to the effect that numerous Delaware citizens are not protected by said list, and that a number of Cherokee citizens are affected thereby. The information is altogether too indefinite to enable the Department to determine the seriousness of the errors in said list. It was evidently to obviate this difficulty that the instructions of October 29 were given.

If the Department approves the schedule submitted it will do so with the knowledge that it is inaccurate and with the understanding that steps should be taken at once to make corrections. Under these conditions I am not prepared to advise approval of said list at this time. If the Commission shall hereafter submit reports under the instructions heretofore given it, which show that the errors are few and of small consequence, it may well be that the Department will be justified in giving its approval of the list as it now stands and making the corrections afterwards. If, however, such reports should show that the errors are numerous, and a large number of people are affected thereby, the Department would not, in my opinion, be justified

in adopting this schedule before corrections were made. My advice, therefore, is that the Commission be instructed to make the reports called for by letters of October 6 and 29, in order that the Department may be more fully advised in the premises and in a position to take intelligent action.

The papers submitted are returned herewith.

Very respectfully,

F. L. CAMPBELL,
Assistant Attorney-General.

Approved:

E. A. HITCHCOCK, *Secretary.*

No. 56.

WASHINGTON, November 25, 1903.

DAWES COMMISSION, *Muscogee, Ind. T.:*

Referring your report 11th instant concerning selection of Delaware lands, I have this day approved opinion Assistant Attorney-General, recommending that you make the reports called for by departmental letters October 6 and 29 last. Copy of said opinion follows by mail, with letter of advice.

E. A. HITCHCOCK, *Secretary.*

(No. 57.)

NOVEMBER 28, 1903.

GENTLEMEN: There is inclosed herewith copy of a communication from the Assistant Attorney-General, dated November 25, 1903, approved by me same day, concerning your report dated November 11, 1903, submitting a schedule of lands selected by the Delaware Indians in the Cherokee Nation, to be segregated under the provisions of section 23 of the act approved July 1, 1902 (32 Stat. L., 716), and referring to the report of the chairman of the Commission, dated November 14, 1903, concerning the same matter.

Reference is made by the Assistant Attorney-General to departmental instructions of October 6, 1903, wherein you were directed to "proceed at once to make such examination and investigation as will enable you to determine what tracts should be added to said list and what tracts now embraced therein should be excluded, care being taken to make the list cover the full quantity of land required to be segregated."

The instructions contained in departmental letter of October 29, 1903, directing you to transmit three lists, are quoted by the Assistant Attorney-General, and it is expressly stated that said instructions were not intended to supersede those of October 6, from which the above quotation is made.

No special directions were given you in either of said letters as to the manner or method in which you should make the investigation desired.

It is believed by the Department that your Commission, with its trained and experienced employees, can secure the information and make the reports called for by said departmental instructions of October 6 and 29 without serious difficulty or great delay. It will be necessary that the list of the lands to be segregated shall contain all the "lands which have been selected and occupied by Delawares in conformity to the provisions of their agreement with the Cherokees dated April eighth, eighteen hundred and sixty-seven," and if the amount of such lands should not equal the 157,600 acres required by law to be segregated, then there should be included in said list other lands not occupied or claimed adversely by Cherokees not Delawares.

It seems to be imperative that the list of Delaware lands submitted by you for segregation should contain all the lands duly "selected and occupied" by the Delawares. It certainly will not be difficult to secure satisfactory reports of the condition of those tracts of land not included in the previous list which are claimed by Delawares, nor does the Department believe that it will be necessary for your Commission to have formal hearings to determine the rights of adverse claimants to tracts selected and occupied by the Delawares. Whether a tract of land is "occupied" or not can be ascertained by actual inspection, and if occupied the essential facts relative to such occupancy, sufficient for the purpose to be attained, can probably be discovered by intelligent inquiry. In this connection it should be borne in mind that, for obvious reasons, expedition in the matter is of great importance. It will be sufficient if you secure satisfactory reports from your trusted employees, which will enable you to present a list of 157,600 acres containing all the lands selected and occupied by Delawares, provided the same do not exceed the amount of 157,600 acres required by law

to be segregated, and in like manner you can obtain the information which will enable you to transmit the other lists referred to in said departmental letters.

You will therefore proceed as soon as possible to carry out the instructions of the Department in the manner above indicated.

The papers transmitted with your letter of November 11 are also inclosed, together with copies of the reports of the Commissioner of Indian Affairs, transmitting the same.

Respectfully,

E. A. HITCHCOCK,
Secretary.

THE COMMISSION TO THE FIVE CIVILIZED TRIBES.

No. 58.

DEPARTMENT OF THE INTERIOR,
Washington, November 28, 1903.

THE COMMISSIONER OF INDIAN AFFAIRS.

SIR: Inclosed herewith for your information is a copy of departmental letter of even date sent to the Commission to the Five Civilized Tribes, directing it to make report concerning segregated Delaware lands in the Cherokee Nation.

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 59.

DEPARTMENT OF THE INTERIOR,
Washington, December 10, 1903.

COMMISSIONER OF INDIAN AFFAIRS.

SIR: There is inclosed herewith for your information a copy of the opinion of the Assistant Attorney-General for the Department, under date of November 25, 1903, in the matter of the segregation of lands selected by Delaware Indians in the Cherokee Nation under act of July 1, 1902 (32 Stat. L, 716). Said opinion was approved by the Secretary.

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 60.

DEPARTMENT OF THE INTERIOR, OFFICE OF INDIAN AFFAIRS,
Washington, April 30, 1903.

THE SECRETARY OF THE INTERIOR.

SIR: There is transmitted herewith the report of the Commission to the Five Civilized Tribes relative to the work of the Commission performed during the month of March, 1903. The Commission, in transmitting this report to the Office, included therein what they no doubt considered a copy of said report, but upon examination the Office finds that the same is not a copy, but does seem to be a copy of the Commission's report of the work performed by it in the month of February, 1903.

There is inclosed herewith the copy of said February report which has been on file in the Office, so that the Department can compare this February copy with the intended copy of March, 1903. The attention of the Commission should be called to this matter and a copy of the report furnished by it for the files of this Office. The Office concludes, of course, that there was simply a mistake in transmitting what was supposed to be a copy of the inclosed report, and which in fact is not a copy thereof, and yet it will be noticed that the word "February" in said copy has been erased and the word "March" substituted therefor.

In connection with the transmittal of these papers, the Office has to report that there are now on file in this Office and undisposed of the following citizenship cases:

Cherokee	30
Internmarried Cherokees	57
Creek	4
Choctaw	79
Chickasaw	1
Mississippi Choctaw	99

There is also one Creek land-contest case on file in the Office, that of Ross Hawkins *v.* Ellen Hawkins, which was appealed from the decision heretofore rendered therein and is now awaiting the decision of the Department in the matter of the application of said Ross Hawkins for citizenship in the Creek Nation.

Very respectfully,

A. C. TONNER, *Acting Commissioner.*

No. 61.

MUSCOGEE, IND. T., *April 16, 1903.*

THE SECRETARY OF THE INTERIOR.

SIR: We have the honor to respectfully submit herewith the following statement of the work of the Commission to the Five Civilized Tribes for the month of March, 1903:

* * * * *

CHEROKEE ALLOTMENT DIVISION.

During the month of March, 1903, 1,204 tickets of admission to the Cherokee land office were issued, making a total of 6,690 tickets issued since the office was opened on January 1, 1903. Approximately 3,000 tickets have been called. Of this number only 1,705 have responded.

Six hundred and thirty-one citizenship certificates, embracing 1,521 applicants, and 332 reservation certificates, embracing 659 applicants, were issued during the month of March.

Applications for 2,642 allotments and homesteads were received during March. Of this number 1,775 were approved. The approval of 707 was withheld because the enrollment of the applicants as citizens of the Cherokee Nation had not been finally approved by the Secretary of the Interior; 103 because the land applied for had already been allotted, and 57 because the land applied for was embraced in the 157,600 acres of land which the Commission caused to be segregated for the Delaware Indians pending the determination of the suit now pending in the Court of Claims.

Nine hundred and ninety-one certificates of allotment and 958 homestead certificates have been written, and as soon as the allotments are entered thereon in color they will be submitted to the Commission for signature.

During the month, 1,250 allotment certificates and an equal number of homestead certificates were submitted to the Commission for signature. Two hundred and fifty allotments and 250 homestead certificates were executed during the month, and in cases where no contest has been entered the certificates have been forwarded to the allottees.

* * * * *

ALLOTMENT CONTEST DIVISION.

The progress of the work in the allotment contest division during the month of March and the condition of contested allotment cases at the close of the month, as indicated by the records of that division, are shown by the following detailed statement:

* * * * *	
Contests instituted prior to March 1	6
Complaints filed during March	43
Complaints returned for correction during March	27
Contests instituted during March	16
Total	22
Contests disposed of prior to March 1	0
Contests disposed of during March	1
Contests pending before the Commission March 31	21
Contests pending an appeal March 31	0
Total	22

The condition of the 21 cases pending before the Commission March 31 was as follows:

Awaiting final determination of citizenship.....	2
Set for trial	9
Awaiting final hearing in companion case	2
Awaiting issuance of notice of contest and summons	8
Total	21

Respectfully submitted,

TAMS BIXBY, *Chairman.*
T. B. NEEDLES, *Commissioner.*
C. R. BRECKINRIDGE, *Commissioner.*

(Through the Commissioner of Indian Affairs.)

No. 62.

DEPARTMENT OF THE INTERIOR,
Washington, May 5, 1903.

COMMISSION TO THE FIVE CIVILIZED TRIBES,
Muscogee, Ind. T.

GENTLEMEN: The Department is in receipt of your monthly report dated April 16, 1903, showing the work of your Commission for the month of March, 1903.

The Acting Commissioner of Indian Affairs forwarded your said report on April 30, and calls attention to the fact that the copy purporting to have been inclosed is not a copy of the report for March, but apparently for February, 1903. He suggests that a copy of the March report be forwarded for the files of the Indian Office.

A copy of the report is returned herewith, and you will forward a copy of the March report for the files of the Indian Office.

Your report relative to the segregation of land for the Delawares has been referred to the Assistant Attorney-General for this Department for his opinion relative to the authority and duty of the Department in the premises. As soon as an opinion is received you will be duly advised thereof.

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 63.

[Telegram.]

DEWEY, IND. T., *May 11, 1903.*

HON. THOS. RYAN,
Interior Department, Washington, D. C.:

Have you been able to consider the matter of Delaware segregated lands? If so, with what result?

RICHARD C. ADAMS.

No. 64.

[Telegram.]

WASHINGTON, *May 11, 1903.*

RICHARD C. ADAMS, *Dewey, Ind. T.:*

Answering telegram 11th instant, awaiting opinion of Assistant Attorney-General.

THOS. RYAN, *Acting Secretary.*

No. 65.

[Telegram.]

FORT SCOTT, KANS., *May 14, 1903.*

THOS. RYAN,
Assistant Secretary Interior, Washington, D. C.:

Please wire me Coates House, Kansas City, full particulars Delaware segregated land matter; Indians anxious.

GEO. L. CHASE.

No. 66.

[Telegram.]

WASHINGTON, D. C., May 14, 1903.

GEORGE L. CHASE, *Fort Scott, Kans.:*

Answering telegram 14th instant, matter referred to Assistant Attorney-General for opinion. Not yet received.

THOS. RYAN, *Acting Secretary.*

No. 67.

[Telegram.]

KANSAS CITY, May 15, 1903.

THOMAS RYAN,

Acting Secretary Interior, Washington:

Can you inform me to-day concerning Delaware lands? Answer court-house.

R. C. ADAMS.

No. 68.

[Telegram.]

WASHINGTON, May 15, 1903.

R. C. ADAMS,

Care Court-House, Kansas City, Kans.:

Answering telegram 15th, opinion Assistant Attorney-General, to whom matter was referred, has not yet been rendered.

THOS. RYAN, *Acting Secretary.*

No. 69.

[Telegram.]

ST. LOUIS, Mo., May 18, 1903.

HON. THOMAS RYAN,

Acting Secretary of Interior, Washington, D. C.:

Many Cherokees filing on Delaware lands. Delawares greatly excited and insist on court proceedings being brought. I prefer friendly action by Department, if possible. Wire me situation Monday forenoon, Southern Hotel, St. Louis, so I can advise Chase in Territory immediately.

RICHARD C. ADAMS.

No. 70.

[Telegram.]

WASHINGTON, May 18, 1903.

RICHARD C. ADAMS,

Southern Hotel, St. Louis, Mo.:

Replying to telegraphic inquiry 18th instant, the question as to validity of segregation by Commission of claimed Delaware lands is under immediate consideration by Department.

THOS. RYAN, *Acting Secretary.*

No. 71.

[Telegram.]

ST. LOUIS, Mo., May 19, 1903.

THOS. RYAN,

Acting Secretary, Washington, D. C.:

Wire conclusions Delaware case Southern Hotel as soon as decided.

RICH. C. ADAMS.

No. 72.

[Telegram.]

WASHINGTON, *May 20, 1903.*

RICHARD C. ADAMS,
Southern Hotel, St. Louis, Mo.:

Answering telegram May 19, will advise you by telegram of the conclusion in the matter of Delaware case as soon as reached.

THOS. RYAN, *Acting Secretary.*

No. 73.

DEPARTMENT OF THE INTERIOR, OFFICE OF INDIAN AFFAIRS,
Washington, June 4, 1903.

THE SECRETARY OF THE INTERIOR.

SIR: I have the honor to transmit herewith report of the Commission to the Five Civilized Tribes of its work accomplished during the month of April, 1903. I recommend that the report be approved.

Very respectfully,

A. C. TONNER, *Acting Commissioner.*

No. 74.

[Extract from the report of the Commission to the Five Civilized Tribes, dated May 16, 1903.]

THE SECRETARY OF THE INTERIOR.

SIR: We have the honor to submit herewith the following statement of the work of the Commission to the Five Civilized Tribes for the month of April, 1903:

* * * * *

CHEROKEE ALLOTMENT DIVISION.

Approximately 1,000 tickets of admission to the Cherokee land office were issued during the month of April, making a total of 7,800 issued since the office was established, on January 1, 1903. Of this number, 300 were issued to full-blood Cherokees, and entitled the holders to appear at the land office at any time and make applications for their allotments. Of the 7,800 tickets issued, approximately 2,500 have been presented at the land office.

Applications for 2,384 allotments and homesteads were received during April. Of this number 1,518 were approved. The approval of 637 was withheld because the enrollment of the applicants as citizens of the Cherokee Nation had not been finally approved by the Secretary of the Interior; 154 because the land applied for had already been allotted; 63 because the land applied for was embraced in the 157,600 acres of land which the Commission caused to be segregated for the Delaware Indians, and 12 because the land applied for was embraced in various tentative reservations theretofore made.

During the month of April, 1903, 149,715.61 acres of land, valued at \$532,187.06, were allotted to citizens of the Cherokee Nation.

Approximately 750 allotment certificates and an equal number of homestead certificates have been written, and as soon as the allotments have been shown thereon in color will be forwarded to the applicants.

Five hundred allotment certificates and an equal number of homestead certificates which had been executed by the Commission were forwarded to the allottees in such cases as contest had not been entered or other objection found to exist.

Conformable to the plan theretofore advertised throughout the Cherokee Nation, the land office was on April 30 removed from Vinita to Tahlequah, Ind. T., there to be maintained indefinitely.

During the period of four months that the Cherokee land office was located at Vinita, Ind. T., allotments were made to 6,813 persons. A number of the applicants presented themselves a second time and applied for additional lands, making a total of 7,987 applications for allotments received at Vinita. Of this number 5,293 were approved. The approval of 2,148 was withheld because the enrollment of the applicants as citizens of the Cherokee Nation had not been finally approved by the Secretary of the Interior; 343 because the land applied for had already been allotted to

other citizens; 176 because the land applied for was embraced in the 157,600 acres of land which the Commission caused to be segregated for the Delaware Indians pending the final determination of the suit instituted by the Delawares against the Cherokee Nation, and 27 because the land applied for was embraced in tentative reservations theretofore made for certain towns and other purposes in the Cherokee Nation.

ALLOTMENT CONTEST DIVISION.

The progress of the work in the allotment contest division during the month of April and the condition of contested allotment cases at the close of the month, as indicated by the records of that division, are shown by the following detailed statement:

*	*	*	*	*	*	*
CHEROKEE NATION.						
Contests instituted prior to April 1						22
Complaints filed during April						120
Complaints returned for correction during April						27
						<hr/>
Contests instituted during April						93
						<hr/>
Total						115
Contest disposed of prior to April 1						1
Contest disposed of during April						1
Contests pending before the Commission April 30						112
Contest pending before the Department April 30						1
						<hr/>
Total						115

The condition of the 112 Cherokee contest cases pending before the Commission on April 30 was as follows:

Set for trial	46
Awaiting final determination of citizenship	23
Involved in Delaware segregation	6
Awaiting action on complaint	27
Awaiting decision	8
Awaiting issuance of notice of dismissal	1
Continued indefinitely	1
	<hr/>
Total	112

The Cherokee case pending before the Department on April 30 was awaiting action of the Department as to ordering a hearing on the complaint. * * *

Respectfully submitted.

TAMS BIXBY, *Chairman*,
T. B. NEEDLES,
C. R. BRECKINRIDGE,
Commissioners.

(Through the Commissioner of Indian Affairs.)

No. 75.

DEPARTMENT OF THE INTERIOR,
Washington, June 6, 1903.

COMMISSIONER OF INDIAN AFFAIRS.

SIR: Referring to the Acting Commissioner's communication of June 4, 1903, there is inclosed departmental letter, to be forwarded to the Commission to the Five Civilized Tribes, approving, as recommended by the Acting Commissioner, its report of work done during the month of April, 1903, by the Commission.

By departmental letter of December 22, 1900, your attention was invited to the statement in the Commission's monthly report for November, 1900, as to the number of contests pending on appeal, and it was stated that—

“The Department desires that hereafter your office should report upon the status of the appeals and other matters transmitted by the Commission for the consideration of the Department, when you transmit the report of the Commission.”

You are requested to make a report, as heretofore directed, upon the matters contained in said report of the Commission concerning the status of appeals, etc.

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 76.

DEPARTMENT OF THE INTERIOR,
Washington, June 6, 1903.

COMMISSION TO THE FIVE CIVILIZED TRIBES,
Muscogee, Ind. T.

GENTLEMEN: The Department is in receipt of your report of May 16, 1903, giving a statement of the work of the Commission for the month of April, 1903.

In accordance with the recommendation of the Acting Commissioner of Indian Affairs, said report is hereby approved. A copy of the Acting Commissioner's letter, dated June 4, is inclosed.

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 77.

JUNE 5, 1903.

THE ATTORNEY-GENERAL.

SIR: Inclosed herewith I hand you a copy of a subpoena served upon me as Secretary of the Interior, in the case of George Bullette et al. *v.* E. A. Hitchcock et al., No. 23991, equity docket 53, in the supreme court of the District of Columbia; also copy of the bill filed by the plaintiffs in said suit.

I should be very much pleased if you would designate counsel to appear in behalf of the Government in this matter, which you will notice is set down for hearing on the 19th instant. The Department will take pleasure in furnishing all information in its possession necessary to the proper representation of the defendants herein

Very respectfully,

E. A. HITCHCOCK, *Secretary.*

No. 78.

DEPARTMENT OF JUSTICE,
Washington, D. C., June 8, 1903.

THE SECRETARY OF THE INTERIOR.

SIR: I have the honor to acknowledge the receipt of your letter of the 5th instant inclosing copies of the bill in the case of George Bullette et al. *v.* E. A. Hitchcock et al., No. 23991, equity docket 53, in the supreme court of the District of Columbia, and to say that in accordance with your request I have to-day directed the United States attorney for the District of Columbia to appear on your behalf in the case.

Respectfully,

P. C. KNOX, *Attorney-General.*

No. 79.

in the supreme court of the District of Columbia. Holding an equity court. George Bullette, Henry Armstrong, John H. Secondyne, John Young, John Sarcoxie, jr., and Richard C. Adams, on their behalf and on behalf of the Delaware tribe of Indians, residing in the Indian Territory, and George Bullette, Henry Armstrong, John Young, and John Sarcoxie, jr., a business committee duly appointed by the members of the tribe of Delaware Indians, complainants, *v.* Ethan Allen Hitchcock, Secretary of the Interior, and Tams Bixby, Thomas B. Needles, Clifton R. Breckinridge, and William E. Stanley, members of and composing the Commission to the Five Civilized Tribes, defendants. In equity, No. 23991.

Answer of the defendant, Ethan Allen Hitchcock, as Secretary of the Interior, to the bill of complaint.

The defendant, Ethan Allen Hitchcock, as Secretary of the Interior, now and at all times hereafter saving and reserving to himself all manner of benefit and advantage of exception to the many errors and insufficiencies in the complainant's said bill of complaint contained for answer thereunto, or to so much of such parts thereof as this defendant is advised is material for him to make answer unto, answers and says:

I. This defendant neither admits nor denies the allegations of the first paragraph of the bill of complaint, and calls for strict proof thereof.

II. This defendant admits the allegation of the second paragraph of the bill of complaint.

III. This defendant denies that the Delaware Indians are a band of the Cherokee tribe or nation, or that since the 8th day of April, 1867, they have preserved their tribal organization, or have maintained their tribal laws, customs, and usages, as set forth in the third paragraph of the bill of complaint, but admits that said Delaware Indians, as individuals, became and are citizens of the Cherokee Nation by virtue of the agreement of April 8, 1867.

IV. This defendant, answering the allegations set forth in the fourth paragraph of the bill of complaint, denies that an agreement was entered into by and between the Cherokee Nation of Indians and the Delaware tribe of Indians, then living in Kansas, whereby said Cherokee Nation sold to the Delawares an amount of land east of the ninety-sixth degree, as alleged in said paragraph four; and further answering the allegations set forth in said paragraph, he alleges that on the 8th day of April, 1867, the Cherokee Nation agreed to sell to the Delawares, for their occupancy, the quantity of land named in said paragraph, upon the terms and conditions therein set forth; and further answering the allegations set forth in said paragraph, defendant admits each and every of them not heretofore denied; and further answering the allegations set forth in said paragraph, this defendant further alleges that the said 157,600 acres of land mentioned and described in said paragraph has not been set apart or segregated.

V. This defendant admits the allegations set forth in the fifth paragraph of the bill of complaint.

VI. This defendant, answering the allegations set forth in the sixth paragraph of the bill of complaint, alleges that there has been no segregation of the 157,600 acres of land mentioned and described therein, and as to the other allegations set forth in said paragraph, the same are admitted.

VII, VIII, and IX. This defendant admits the allegations set forth in the seventh, eighth, and ninth paragraphs of the bill of complaint.

X. This defendant, answering the allegations set forth in the tenth paragraph of the bill of complaint, alleges that by section 22 of the act of June 1, 1902 (32 Stat., 716, 718), exclusive jurisdiction is conferred upon the Commission to the Five Civilized Tribes, under the direction of the Secretary of the Interior, to determine all matters relative to the appraisement and allotment of the lands in said act provided for; and this defendant, further answering the allegations set forth in said paragraph, admits that under section 69 of said act, after the expiration of nine months from the date of the original selection of any allotment by or for any Cherokee citizen, no contest should be instituted against such selection, and that as early thereafter as practicable a patent should issue therefor.

XI and XII. This defendant is advised by counsel that the allegations set forth in the eleventh and twelfth paragraphs of said bill of complaint are matters of law, and not necessary to be answered.

XIII. This defendant, answering the allegations set forth in the thirteenth paragraph of the bill of complaint, alleges as follows: That on December 16, 1902, there was filed with the Commission to the Five Civilized Tribes a list or schedule of lands aggregating 157,600 acres, alleged to have been theretofore selected by the Delaware Indians and claimed by them under their agreement with the Cherokee Nation dated April 8, 1867; that thereafter, and on December 17, 1902, said Commission, by resolution, instructed Tams Bixby, defendant herein, and who was at the time acting chairman of said Commission, to cause to be set aside and segregated the lands designated and described in said list or schedule; that thereafter, and in compliance with said resolution, said defendant Bixby, as acting chairman of the said Commission, caused the tracts described in said schedule to be marked on maps or plats of lands within the Cherokee Nation, on file in the office of the Commission, as set aside under said section 23 of the act of July 1, 1902; that thereafter, and upon further examination, the said Commission to the Five Civilized Tribes discovered numerous errors in said list or schedule and called the attention thereto of the person who had theretofore filed the same; that thereafter, and on January 23, 1903, the said Commission received from a person claiming to be a representative of the Delaware tribe of Indians an alleged corrected list or schedule of lands selected by them, aggregating about 157,600 acres, in the Cherokee Nation; that thereafter the list or schedule filed on December 16, 1902, was corrected to correspond with the list or schedule as filed on January 23, 1903, and said corrected list or schedule was accepted by said Commission as a proper designation of the lands to be selected and segregated under the provisions of said section 23 of the act aforesaid; that thereafter a number of Cherokee citizens not Delawares complained to the Commission that the list or schedule so corrected embraced a large quantity of

lands which had theretofore been in their possession and upon which they had made improvements and which had not been occupied or improved by the Delawares or any of them; that since the filing of said list or schedule as corrected a number of Delaware Indians have made complaint to the Commission that said corrected list or schedule did not include lands which had theretofore been selected and occupied by them, and they then made request to the Commission to be allowed to make final selections of lands containing improvements upon which they resided and which were not included in said corrected list or schedule; that since the acceptance of said corrected list or schedule the Commission has discovered that it includes lands which were by law reserved for town site and other purposes, and not subject to be set apart and segregated under the provisions of said section 23.

This defendant further alleges that the lands designated and described in the aforesaid corrected list or schedule were not selected with due regard for either the Delaware citizens generally or other citizens of the Cherokee Nation, and that said corrected list or schedule embraces lands which by law are reserved for town site and other purposes under the provisions of section 24 of the aforesaid act of July 1, 1902. This defendant further alleges that on April 20, 1903, the Commission made report of its acts and proceedings with respect to the filing and acceptance of the aforesaid list or schedule of lands to the Secretary of the Interior for his approval, which report was received by the defendant as Secretary of the Interior on April 30, 1903, and has not been fully considered by him, nor have the acts and proceedings of the Commission, as set forth in this paragraph of the answer of this defendant, received his approval as Secretary of the Interior; neither has he accepted or approved said corrected list or schedule as a proper description and designation of the lands required by said section 23 to be segregated.

XIV. This defendant is advised by counsel that the allegations set forth in the fourteenth paragraph of the bill of complaint are matters of law, and not necessary to be answered.

XV. Answering the allegations as set forth in the fifteenth paragraph of the bill of complaint, this defendant denies that the Commission to the Five Civilized Tribes now claims to have the right to receive applications for the allotment of lands designated and described in the lists referred to in paragraph 13 of the bill of complaint, or now claims to have the right, upon the filing of any such applications, to consider that the individual Delawares are barred and foreclosed of any interest in the 157,600 acres of land to be segregated by section 23 of the act of Congress of July 1, 1902.

XVI. This defendant admits that the suit referred to in paragraph 16 of the bill of complaint is pending in the Supreme Court of the United States, and denies each and every other allegation in said paragraph.

XVII. This defendant denies that the Commission and the Secretary of the Interior, or either of them, has disregarded any protest made to them or to either of them by the Delaware Indians, or any agent thereof, as alleged and set forth in the seventeenth paragraph of the bill of complaint, and alleges that all protests made to said Commission and to the Secretary were being considered by this defendant, as Secretary of the Interior, in connection with the acts and proceedings of said Commission under said section 23 of the act of July 1, 1902, at the time of the filing of the bill of complaint herein, and that appropriate action thereon and on such acts and proceedings of said Commission has not been taken because of the issuance of the temporary restraining order herein.

XVIII. This defendant is advised by counsel that the allegations set forth in the eighteenth paragraph of the bill of complaint are matters of law, and not necessary to be answered.

XIX. For answer to the nineteenth paragraph of the bill of complaint, this defendant alleges that there has been no segregation of the 157,600 acres of land, and in this connection refers to paragraph thirteen of this answer. He denies that the said Commission has done any acts to interfere with or prejudice the rights of the complainants, or either of them, to any lands in the Cherokee Nation to which they are entitled, or that he, as such Secretary of the Interior, has done any acts or threatened to do any acts which in any way interfere with or prejudice the rights of the complainants, or either of them, to any of the lands claimed by them in the Cherokee Nation.

XX. With respect to the allegations set forth in the twentieth paragraph of the bill of complaint, this defendant says that when the segregation of lands provided for in section 23 of said act of July 1, 1902, is made and approved, no allotments will be made of any lands included in said segregation until the suit mentioned in said section 23 is finally determined, nor will any action be taken by said Commission, or by this defendant as Secretary of the Interior, which will in any way prejudice the rights of the Delaware Indians to the lands included in said segregation.

XXI. This defendant, answering the allegations set forth in the twenty-first para-

graph of the bill of complaint, alleges that he has not sufficient knowledge or information upon which to base a belief as to the truth of said allegations, and therefore denies the same.

XXII and XXIII. This defendant is advised by counsel that the allegations set forth in the twenty-second and twenty-third paragraphs of the bill of complaint are matters of law, and not necessary to be answered.

XXIV. Answering the allegations set forth in the twenty-fourth paragraph of the bill of complaint, this defendant denies that any acts of said Commission, or of this defendant as such Secretary of the Interior, have caused or will cause a multiplicity of suits, or have caused or will cause any loss, inconvenience, or damage whatever to the complainants, or any of them.

XXV. Answering the allegations set forth in the twenty-fifth paragraph of the bill of complaint, this defendant alleges, as he has heretofore alleged in the thirteenth paragraph of this answer, that no segregation as required by law has been made. And further answering the allegation set forth in said paragraph, this defendant denies that the Commission has unlawfully permitted an application to be filed with respect to the lands claimed by Richard C. Adams, or that any contest has been initiated with respect to the same. And this defendant further alleges that if any person or persons have gone upon, taken possession of, or committed acts of trespass or waste with respect to any lands claimed by said Richard C. Adams, or threatened injury to said lands and premises claimed by him, such acts and proceedings upon the part of third persons have been done and performed without the knowledge and consent of this defendant or of said Commission.

XXVI. Answering the twenty-sixth paragraph of the bill of complaint, this defendant alleges, as he has heretofore alleged in the thirteenth paragraph hereof, that no segregation of 157,600 acres of land has been made, as required by law.

XXVI½. Answering the allegations as set forth in paragraph 26½ of the bill of complaint, this defendant admits that by the several acts of Congress creating and defining the powers of the Commission to the Five Civilized Tribes, and all the acts and proceedings of said Commission under said laws, are subject to the direction of the Secretary of the Interior; and this defendant denies that the acts and proceedings of the Commission with respect to said lists or schedules of land received by said Commission, as heretofore mentioned, were done by the direction and with the approval of this defendant as such Secretary of the Interior.

XXVII, XXVIII, and XXIX. This defendant is advised by counsel that the allegations set forth in the twenty-seventh, twenty-eighth, and twenty-ninth paragraphs of the bill of complaint have all been sufficiently answered.

And further answering the bill of complaint, this defendant, as such Secretary of the Interior, alleges that this defendant, as such Secretary of the Interior, and the Commission to the Five Civilized Tribes of Indians constitute a special tribunal whose duty it is to segregate and allot the lands in the Cherokee Nation; that the performance of this duty requires upon the part of said tribunal the exercise of judgment and discretion; that the segregation provided for in section 23 of the act aforesaid, before it is complete or effective, must be approved by this defendant as such Secretary of the Interior; that this duty involves upon his part as such Secretary the exercise of judgment and discretion, and is not, as he is advised, subject to review, control, or interference by the judicial branch of the Government in injunction proceedings; and this defendant prays the same benefit of his defense as if he had formally demurred to the bill upon the ground thereof; all which matters and things in this answer contained this defendant is ready to aver, maintain, and prove as this honorable court shall direct, and humbly prays to be hence dismissed with his reasonable costs and charges in this behalf most wrongfully sustained.

E. A. HITCHCOCK,
Secretary of the Interior.

MORGAN H. BEACH,
Solicitor for Defendant, Ethan Allen Hitchcock.

UNITED STATES OF AMERICA, *District of Columbia, ss:*

Ethan Allen Hitchcock, being duly sworn, deposes and says that he has read the foregoing answer subscribed by him and knows the contents thereof; that the facts therein stated of his own knowledge are true, and those stated upon information and belief he believes to be true.

E. A. HITCHCOCK.

Subscribed and sworn to before me this 19th day of June, 1903.

[NOTARIAL SEAL.]

W. BERTRAND ACKER,
Notary Public in and for the District of Columbia.

No. 80.

In the supreme court of the District of Columbia. George Bullette et al., complainants, v. Ethan Allen Hitchcock, Secretary of the Interior, et al, defendants. In equity, No. 23991.

Now come the complainants and by their solicitors move the court for leave to amend their bill of complaint by adding to Paragraph XIII thereof the following averments:

That the acts and proceedings of said Commission and of the Commissioner of Indian Affairs, and of the defendant, the Secretary of the Interior, in the administration and execution of the provisions of said section 23 of said act of Congress are fully set forth in the report of the said Commission dated October 20, 1902, and in the report of the Commissioner of Indian Affairs dated November 22, 1902, and in the letter of the defendant, the Secretary of the Interior, relating thereto, dated November 29, 1902, and in the report of said Commission dated March 27, 1903, and in the report of the Commissioner of Indian Affairs dated March 27, 1903, and in the letter of the defendant, the Secretary of the Interior, relative thereto, dated March 31, 1903, and in the report of said Commission dated April 20, 1903, and in the reports of the Commissioner of Indian Affairs dated April 28 and April 30, 1903, the report of the Commission dated March 17, 1903, the report of the Commissioner of Indian Office March 27, 1903, action and letter of Secretary of Interior March 31, 1903, report of Commission, April 16, 1903, report of Indian Office, April 30, 1903, report of Commission, May 16, 1903, Secretary's letter thereon, June 6, 1903, copies of which reports and letters are filed herewith and made part hereof, and are marked respectively Delaware Exhibits "A," "B," "C," "C¹," "C²," "C³," "C⁴," "C⁵," "D," "E," "F," "G," and "H.

That it appears from said reports and letters and the fact is that the segregation of said 157,600 acres of land was made and completed by said Commission as required by the provisions of said section 23 in the month of December, 1902, and was held and considered by the said Commission and by the Secretary of the Interior as having been made and completed by said Commission and by the Secretary of the Interior, and was in fact then approved and considered to have been approved by the Secretary of the Interior, and thereupon, and after said segregation had been made, and because it was held by the Secretary of the Interior to have been made in compliance with the law, the said Commission proceeded, under the direction and with the approval of the defendant, the Secretary of the Interior, to the allotment of the remaining lands as authorized and required by said act, and on or about the 1st of January, 1903, said Commission opened the land office at Vinita, Indian Territory, for the purpose of receiving applications from Cherokees for lands other than those so segregated and making allotments therefor; that after said land office was opened as aforesaid—during the months of January and February, 1903—more than 1,600 applications were filed and more than 1,300 allotments were made and reported and the report thereof approved by the defendant, the Secretary of the Interior; that said office continued open until the time of filing this suit—in June, 1903—during which time more than 8,000 applications, covering more than 800,000 acres of land, were made, and more than 5,000 allotments, covering over 500,000 acres of land, were reported, and the records thereof were approved by the defendant, the Secretary of the Interior.

And that the approval of said allotments was based upon and followed the segregation of said land as aforesaid and could not have been legally made, and would not have been, and would not be valid if said segregation has not been made as required by the terms of said section 23 as preliminary and as a prerequisite to the making of said allotments.

WALTER S. LOGAN,
NATHL. WILSON,
GEORGE S. CHASE,
Solicitors.

DISTRICT OF COLUMBIA, ss:

Richard C. Adams, being first duly sworn, deposes and says that he has read the foregoing and proposed amendment to the bill of complaint in the above-entitled case; that the facts therein stated as of his own knowledge are true, and those stated on information, derived from others, he believes to be true.

RICHARD C. ADAMS.

Subscribed and sworn to before me this 23d day of June, A. D. 1903.

GEORGE F. GRAHAM,
Notary Public, District Columbia.

Notice to Morgan H. Beach of calling up motion Friday, June 26, 1903, at 10 o'clock, before Mr. Justice Anderson.

No. 81.

In the supreme court of the District of Columbia, George Bullette et al., complainants, *v.* Ethan Allen Hitchcock, Secretary of the Interior et al., defendants. In equity, No. 23991.

Answer of defendant, Ethan Allen Hitchcock, to the amendment to the bill of complaint.

Comes now the defendant, Ethan Allen Hitchcock, as Secretary of the Interior, and, saving and reserving to himself all manner of benefit and advantage of exception to the many errors and insufficiencies in the amendment to the complainants' bill of complaint, for answer thereto, or to so much of such parts thereof as he is advised is material for him to make answer unto, alleges as follows:

(1) Defendant, as such Secretary, denies that the acts and proceedings of the Commission to the Five Civilized Tribes of Indians, and of this defendant as Secretary of the Interior, or either of them, in the administration and execution of the provisions of section 23 of the act of July 1, 1902 (32 Stat., 716, 718), are fully set forth in the report of the Commission of October 30, 1902, the report of the Commissioner of Indian Affairs of November 22, 1902, the letter of this defendant, as such Secretary, of November 29, 1902, the report of the Commission of March 17, 1903, the report of the Commissioner of Indian Affairs of March 27, 1903, the letter of this defendant, as such Secretary, of March 30, 1903, the report of the Commission of April 20, 1903, and the reports of the Commissioner of Indian Affairs of April 28 and April 30, 1903, as alleged and set forth in said amendment to the complainants' bill of complaint.

(2) Defendant, as such Secretary, denies that there has been any segregation of 157,600 acres of land, or that from said reports and letters, or from either or any of them, it appears that the segregation of 157,600 acres of land was made and completed by the Commission as required by the provisions of said section 23 of the act of July 1, 1902, or that it appears from said reports and letters, or from either or any of them, that it was held and considered by the Commission or by the Secretary of the Interior, or either of them, as having been made and completed by said Commission and by the Secretary of the Interior, or either of them, or was in fact approved or considered to have been approved by the Secretary of the Interior, as alleged and set forth in the amendment to said bill of complaint.

(3) Defendant, as such Secretary, denies that the Commission to the Five Civilized Tribes proceeded to the allotment of any of the lands in the Cherokee Nation under the direction and with the approval of this defendant, as such Secretary of the Interior, as alleged and set forth in the amendment to said bill of complaint.

(4) This defendant, as such Secretary, further answering the allegations in the amendment to the bill of complaint, alleges that on or about the 1st day of January, 1903, the Commission to the Five Civilized Tribes of Indians opened a land office at Vinita, Ind. T., for the purpose of receiving and passing upon applications from Cherokee citizens not Delawares for lands in the Cherokee Nation; that thereafter, and until the filing of the bill of complaint herein, the Commission received and passed upon applications for allotments made by members of the Cherokee Nation not Delawares, but no applications for allotments thus received and passed upon by said Commission have been approved by this defendant as such Secretary of the Interior; that at the time of the filing of the bill of complaint herein this defendant, as such Secretary, was considering the acts and proceedings of said Commission in so receiving and passing upon allotments, in order to determine whether said acts and proceedings were in conformity with the requirements of the aforesaid act of July 1, 1902.

(5) This defendant, as such Secretary, further alleges that the title to all the lands in the Cherokee Nation is still held by said nation; that until the title to lands embraced in any segregation provided for in section 23 of the act aforesaid has passed from said nation, this defendant, as such Secretary, has under the law full power and authority to correct, modify, annul, vacate, or set aside, any segregation of lands in the Cherokee Nation theretofore made by the Commission, notwithstanding said segregation may have received the approval of this defendant as such Secretary; and further, that this defendant as such Secretary, until the title to the lands embraced in any allotment has passed from the Cherokee Nation, has full power and authority to correct, modify, annul, vacate, or set aside, any allotment received and passed

upon by the Commission, notwithstanding the allotment may theretofore have been approved by this defendant as such Secretary of the Interior; and this defendant prays the same benefit of the defense alleged in this paragraph as if he had formerly demurred to the bill upon the ground thereof.

All of which matters and things in this answer contained this defendant is ready to aver, maintain, and prove, as this honorable court shall direct, and humbly prays to be hence dismissed with reasonable costs and charges in this behalf most wrongfully sustained.

ETHAN A. HITCHCOCK,
Secretary of the Interior.

MORGAN H. BEACH,
Solicitor for Defendant, Ethan Allen Hitchcock.

UNITED STATES OF AMERICA, *District of Columbia, ss:*

Ethan Allen Hitchcock, being duly sworn, deposes and says that he has read the foregoing answer to the amendment to the bill of complaint subscribed by him and knows the contents thereof; that the facts therein stated of his own knowledge are true, and those stated upon information and belief he believes to be true.

ETHAN A. HITCHCOCK.

Subscribed and sworn to before me this 30th day of June, 1903.

WM. H. DE LACY, *Notary Public.*

[NOTARIAL SEAL.]

No. 82.

In the supreme court of the District of Columbia. Holding an equity court. George Bullette et al. on their own behalf and on behalf of the Delaware tribe of Indians residing in the Indian Territory, complainants, *v.* Ethan Allen Hitchcock, as Secretary of the Interior et al., defendants. In equity, No. 23991.

Affidavit of Ethan Allen Hitchcock in support of motion to dissolve temporary restraining orders.

Ethan Allen Hitchcock, being first duly sworn, upon his oath doth depose and say: That he is and since the 20th day of February, 1899, has been Secretary of the Interior; that as such Secretary he is one of the defendants in the above-entitled action; that the defendants, Tams Bixby, Thomas B. Needles, Clifton R. Breckenridge, and William E. Stanley, are members of and constitute what is known as the Commission to the Five Civilized Tribes of Indians, provided for by section 16 of the act of March 3, 1893 (27 Stat., 612, 645), and the amendments thereto; that as such Secretary of the Interior this deponent is charged by sections 441 and 463 of the Revised Statutes of the United States with the supervision and direction of all public business relating to the Indians, the management of Indian affairs, and the management of matters arising out of Indian business, and by section 22 of the act of July 1, 1902, (32 Stat., 716, 718), he is especially charged with the direction, supervision, and control of all matters in respect to the appraisement and allotment of lands within the Cherokee Nation.

And deponent further says that by section 23 of the act last mentioned authority is conferred upon said Commission, under the direction of the Secretary of the Interior, to cause to be segregated 157,600 acres of land in the Cherokee Nation, including lands which have been selected and occupied by Delawares in conformity with the provisions of their agreement with the Cherokees dated April 8, 1867; that in making a list of lands to be so segregated it is incumbent upon said Commission to include therein any and all lands which have been selected and occupied by Delawares in conformity to the provisions of their agreement with the Cherokees of April 8, 1867, and to exclude therefrom lands occupied and which have been improved by other Cherokee citizens, or any of them; also to exclude all lands set apart for town sites by the provisions of the acts of June 28, 1898 (30 Stat., 495), May 31, 1900 (31 Stat., 221) and of July 1, 1902, *supra*; also to reserve all other lands as provided for in section 24 of the last-named act, and to forward a list of the lands so required to be segregated to the Secretary of the Interior for his approval.

And this deponent further says that the segregation so required to be made before it is complete and effective must be approved by the Secretary of the Interior. Further, that on December 16, 1902, said Commission permitted to be filed with it

by Walter S. Logan, claiming to be the attorney for the Delaware Indians, an alleged schedule or list of lands aggregating 157,600 acres within the Cherokee Nation, and on December 17, 1902, said Commission, by resolution, instructed its acting chairman to cause to be set aside and segregated the lands designated and described in said schedule or list, and thereafter said acting chairman caused the tracts so described in said schedule or list to be marked upon maps or plats of lands in the Cherokee Nation on file in the office of said Commission as set aside under said section 23. That thereafter and upon further investigation the said Commission discovered numerous errors in said schedule or list and called the attention of said Logan thereto. That on January 23, 1903, the Commission received from Richard C. Adams, claiming to represent the Delaware Indians, an alleged corrected schedule or list of lands selected by them, aggregating 157,600 acres in the Cherokee Nation, and subsequently the schedule or list filed by Logan was corrected to correspond with the schedule or list filed by Adams; that thereafter the Commission made a report to this deponent, as such Secretary of the Interior, of its actions and proceedings with respect to the segregation of 157,600 acres of land in the Cherokee Nation, which report was received by him April 30, 1903, and stated, among other things, in effect that the Commission believed that the lands embraced in said lists or schedules had not been selected with due regard for the interests of either the Delaware citizens generally or other citizens of the Cherokee Nation, and that said lands had been selected without any intention whatever of conforming to the laws relating to the establishment of town sites.

And this deponent, as such Secretary of the Interior, further says that in order to determine whether the acts and proceedings of said Commission with respect to setting apart the 157,600 acres of land aforesaid should be approved and the said lists or schedules of lands should be accepted as a proper designation and description of the lands by section 23 required to be segregated and set apart, he was, in the due and regular course of official business, immediately prior to and at the time of the institution of the suit herein, considering the report of said Commission with respect to its said acts and proceedings, and investigating and examining said acts and proceedings with the view of ascertaining whether said acts and proceedings were in conformity with the statutes in such case made and provided, and whether said lists or schedules included all lands which had been theretofore selected and occupied by the Delawares, and whether said lists or schedules included any lands which by law should not be included therein. And this deponent, as such Secretary of the Interior, further says that before completing the consideration of said report and before completing said investigation and examination, he was, as such Secretary, served with the restraining order of this court issued in this suit, which restraining order in effect commands him to desist from proceeding further with his examination and investigation.

And this deponent, as such Secretary of the Interior, further says that from the investigation heretofore made by him with respect to the actions and proceedings of said Commission in regard to the segregation of the said 157,600 acres of land, it appears that said acts and proceedings were not done and performed in conformity with the statute, and that from his examination of the said lists or schedules he believes that the same do not include all the lands theretofore occupied and selected by Delawares, and do include lands which, under the law, are reserved for town-site and other purposes, and lands which, prior to the filing of said lists or schedules, were in the possession of and had been improved by other Cherokees, not Delawares; further, that the rights of a large number of Delaware Indians have been ignored by those who made and filed said lists or schedules. And this deponent, as such Secretary of the Interior, further says that his approval or disapproval of the acts and proceedings of said Commission, or his approval or disapproval of said lists or schedules aforesaid, require on his part, as such Secretary of the Interior, an investigation of facts and an examination of laws; further, that the duty of directing and supervising the acts and proceedings of said Commission, the duty of approving or disapproving said acts and proceedings, and the duty of accepting or rejecting the lists or schedules of lands so filed with said Commission, as aforesaid, involves upon his part the exercise of judgment and discretion, and is not, as he is advised, subject to interference or control by the judicial branch of the Government in injunction proceedings.

E. A. HITCHCOCK.

Subscribed and sworn to before me this 19th day of June, A. D. 1903.

[NOTARIAL SEAL.]

W. BERTRAND ACKER

Notary Public in and for District of Columbia.

(No. 83.)

In the supreme court of the District of Columbia. Holding an equity court. George Bullette, et al., on their own behalf and on behalf of the Delaware tribe of Indians residing in the Indian Territory, complainants, *v.* Ethen Allen Hitchcock, as Secretary of the Interior, et al., defendants. In equity, No. 23991.

Affidavit of Tams Bixby in support of motion to dissolve temporary restraining order.

Tams Bixby, being first duly sworn, upon his oath doth depose and say: That for six years last past he has been a member of what is known as the Commission to the Five Civilized Tribes of Indians provided for by section 16 of the act of March 3, 1893 (27 Stat. L., 612, 645), and the amendments thereto, and that he is now and for three months last past has been the chairman of said Commission; that as such member of said Commission he is one of the defendants in the above-entitled action; that by section 22 of the act of July 1, 1902 (32 Stat. L., 716, 718), exclusive jurisdiction is conferred upon said Commission, under the direction of the Secretary of the Interior, to determine all matters relative to the appraisement and the allotment of lands in the Cherokee Nation; that section 23 of said act imposes upon said Commission the duty to cause to be segregated 157,600 acres of land, including lands which have been selected and occupied by the Delawares in conformity to the provisions of their agreement with the Cherokees, dated April 8, 1867, and in making such selection to protect the rights of all the Delaware Indians claiming to be entitled to lands under and in pursuance of the aforesaid agreement, and to exclude from such segregation lands which had theretofore been occupied and improved by other Cherokee citizens, and also to exclude all lands reserved and set apart for town sites by the provisions of the acts of June 28, 1898 (30 Stat. L., 495), May 31, 1900 (31 Stat. L., 221), and section 24 of the act of July 1, 1902, *supra*.

That on December 16, 1902, there was filed with said Commission by Walter S. Logan, claiming to be the attorney for the Delaware Indians, a schedule of lands, aggregating 157,600 acres, alleged to have been theretofore selected by the Delawares and claimed by them under the aforesaid agreement of April 8, 1867; that on December 17, 1902, by resolution of said Commission, this deponent, as acting chairman thereof, was instructed to cause to be set aside and segregated the lands designated and described in the aforesaid schedule; that in compliance with said resolution this deponent, as acting chairman, caused the tracts described in said schedule to be marked upon maps or plats of land in the Cherokee Nation on file in the office of said Commission as set aside under said section 23; that upon further examination said Commission discovered numerous errors in said schedule or list and called the attention of said Logan thereto; that on January 23, 1903, said Commission received from Richard C. Adams, claiming to represent the Delaware Indians, an alleged corrected schedule of lands selected by them, aggregating 157,600 acres, in the Cherokee Nation; that thereafter the schedule so filed by Walter S. Logan was corrected to correspond with the schedule as filed by said Adams and said corrected schedule accepted by said Commission as a proper designation of the lands to be selected and segregated under the provisions of said section 23; that thereafter a number of Cherokee citizens, not Delawares, complained to said Commission that said corrected schedule embraced a large quantity of lands which had theretofore been in their possession, and upon which they had made improvements, and which had not been occupied or improved by any Delaware; that since the filing of said corrected schedule a number of Delaware Indians have made complaints to said Commission that said corrected schedule did not include lands which had theretofore been selected and occupied by them, and have made requests to be allowed to make final selections of lands containing improvements and upon which they reside, and claiming that no portion of the lands so requested to be allotted to them were included within said corrected schedule. Further, that since the filing of said corrected schedule the Commission has discovered that it includes lands which were by law reserved for town-site purposes.

And deponent further says that he and the other members of said Commission, from their investigation made since the filing of said corrected schedule, are impressed with the belief that the lands designated thereby were not selected with due regard for the interests of either the Delaware citizens generally or other citizens of the Cherokee Nation, and that said corrected schedule embraces lands which by law are reserved for town-site purposes. And deponent further says that on April 20, 1903, said Commission made a report of its actions and proceedings with respect to the segregation of said 157,600 acres of land to the Secretary of the Interior for his approval or disapproval, and in said report stated, among other things, that said cor-

rected schedule was made without any intention of conforming to the laws relating to the establishment of town sites and without due regard for the interests of the Delaware Indians or other citizens of the Cherokee Nation. And further deponent said not.

TAMS BIXBY.

DISTRICT OF COLUMBIA, ss:

Sworn and subscribed before me this 13th day of June, A. D. 1903.

[SEAL.]

W. BERTRAND ACKER,
Notary Public in and for the District of Columbia.

No. 84.

In the supreme court of the District of Columbia, George Bullette et al. v. Ethan Allen Hitchcock, Secretary of the Interior, et al., No. 23991.

Opinion of Mr. Justice Anderson on motion for temporary injunction.

STATEMENT OF THE CASE.

On the 2d day of June, 1903, the complainants, George Bullette and others, on their own behalf and on behalf of the Delaware Indians residing in the Indian Territory, filed their bill of complaint against the defendants, Ethan Allen Hitchcock, Secretary of the Interior, and Tams Bixby, Thomas B. Needles, Clifton R. Breckenridge, and William E. Stanley, members of and constituting the Commission to the Five Civilized Tribes of Indians, generally known and called the "Dawes Commission," praying among other things for an injunction to restrain the defendants from receiving or entertaining applications for allotment of any portion of the 157,600 acres of land purchased by the Delawares from the Cherokee Nation under a certain agreement or treaty made between them on or about April 8, 1867, and which lands the bill alleges were thereafter, to wit, in January, 1903, duly segregated and set apart for them by said Commission, pursuant to an act of Congress approved July 1, 1902, and also from entertaining or considering any contests based upon such applications, and that a mandatory writ of injunction issue out of this court, commanding the defendants to strike from the files of their office all such applications which have been or which may be filed touching such segregated lands, until the rights of said Delaware Indians in and to the lands and funds of said Cherokee Nation under said agreement of April 8, 1867, have been finally passed upon and determined by the Supreme Court of the United States in a suit brought in the Court of Claims of the United States by the Delaware Indians against the Cherokee Nation under the authority of section 25 of an act of Congress approved June 28, 1898, and now pending in the Supreme Court of the United States on appeal from a decree rendered by the Court of Claims February 2, 1903, dismissing said suit.

It is alleged in the bill of complaint that under said agreement of April 8, 1867, the Cherokee Nation sold to the Delawares (then residing in the State of Kansas) an amount of land east of the ninety-sixth degree, in the aggregate equal to 160 acres for each individual Delaware who had been enrolled on a certain register made February 18, 1867, and such as might be added thereto within a specified time, and for which lands the Delawares agreed to pay the Cherokees \$1 per acre; that pursuant to that agreement it was ascertained that the number of Indians so enrolled and entitled to be enrolled was 985, and the number of acres to which they were thus entitled was 157,600; that thereafter and during the year 1867 the Delawares, in pursuance of the terms of said agreement, paid into the treasury of the Cherokee Nation the sum of \$157,600, the agreed purchase price for said land; that although the 157,600 acres were not then segregated or set apart, yet the individual Delaware Indians enumerated in the said enrollment at once, after the payment of the \$157,600, removed to and occupied and improved about 157,600 acres of land in the Cherokee Nation pursuant to the terms of said agreement, and also certain other lands under claim of right.

Touching the segregation of the 157,600 acres from the other lands of the Cherokee Nation, the complainants further allege that by section 25 of an act of Congress approved June 28, 1898, entitled "An act for the protection of the people of the Indian Territory, and for other purposes" (30 Stat. L., 495) it is provided:

"That before any allotment shall be made of lands in the Cherokee Nation there shall be segregated therefrom by the Commission heretofore mentioned, in separate

allotments or otherwise, the one hundred and fifty-seven thousand six hundred acres purchased by the Delaware tribe of Indians from the Cherokee Nation under agreement of April eighth, eighteen hundred and sixty-seven, subject to the judicial determination of the rights of said descendants and the Cherokee Nation under said agreement. That the Delaware Indians residing in the Cherokee Nation are hereby authorized and empowered to bring suit in the Court of Claims of the United States, within sixty days after the passage of this act, against the Cherokee Nation for the purpose of determining the rights of said Delaware Indians in and to the lands and funds of said nation under their contract and agreement with the Cherokee Nation, dated April eighth, eighteen hundred and sixty-seven; or the Cherokee Nation may bring a like suit against said Delaware Indians; and jurisdiction is conferred on said court to adjudicate and fully determine the same, with right of appeal to either party to the Supreme Court of the United States."

The complainants further allege that, pursuant to the authority contained in this section (25), the Delaware Indians residing in the Cherokee Nation within the time limited in this section (viz, within sixty days from its passage) brought suit in the Court of Claims of the United States against the Cherokee Nation for the purpose therein provided, and such proceedings were therein had that on about February 2, 1903, a decree was rendered by said court dismissing said suit, and thereupon, on or about March 19, 1903, the Delawares by their counsel duly appealed from said decree to the Supreme Court of the United States, and which appeal is now on the calendar of that court, but has not yet been argued or determined.

It is further alleged that thereafter, to wit, July 1, 1902, Congress passed an act entitled "An act to provide for the allotment of the lands of the Cherokee Nation for the disposition of town sites therein, and for other purposes," approved July 1, 1902 (public. No. 241), which was duly ratified by the Cherokee Nation (as provided in said section 75) at a general election held on or about August 7, 1902, and that by reason of such ratification the Cherokee Nation and the individual members thereof thereby ratified and consented to the provisions of said section 23 of said act, which provides for the segregation and withdrawal from allotment of the 157,600 acres claimed by the Delawares. Said section 23 reads as follows:

"All Delaware Indians who are members of the Cherokee Nation shall take lands and share in the funds of the tribe as their rights may be determined by the judgment of the Court of Claims or by the Supreme Court, if appealed, in the suit instituted therein by the Delawares against the Cherokee Nation and now pending; but if said suit be not determined before said Commission is ready to begin the allotment of lands of the tribe as herein provided, the Commission shall cause to be segregated one hundred and fifty-seven thousand six hundred acres of land, including lands which have been selected and occupied by Delawares, in conformity to the provisions of their agreement with the Cherokees, dated April eighth, eighteen hundred and sixty-seven, such lands so to remain subject to disposition according to such judgment as may be rendered in said cause; and said Commission shall, when final judgment is rendered, allot lands to such Delawares in conformity to the terms of the judgment and their individual rights thereunder. Nothing in this act shall in any manner impair the rights of either party to said contract, as the same may be finally determined by the court, or shall interfere with the holdings of the Delawares under their contract with the Cherokees of April eighth, eighteen hundred and sixty-seven, until their rights under said contract are determined by the courts in their suit now pending against the Cherokees, and said suit shall be advanced on the docket of said courts and determined at the earliest time practicable."

It is then alleged in the bill that by said act of Congress last mentioned (viz, act of July 1, 1902), it was provided with respect to the lands of the Cherokee Nation—excluding said 157,600 acres of land—that Cherokee citizens might file with the defendants applications for allotment thereof, and that the Dawes Commission should have exclusive jurisdiction to determine all matters relative to such allotments and of any contest in relation thereto, and that after the expiration of nine months from the date of original allotment by or for any Cherokee citizen no contest should be instituted against such selections, and that as early thereafter as practicable a patent should issue therefor.

The complainants therefore allege and so contend that according to the provisions of section 23 of said act of Congress of July 1, 1902, and according to the true intent and meaning thereof, said Commission was required, until the final determination of said suit by the Supreme Court of the United States, to cause said 157,600 acres of land to be segregated and to be kept segregated and apart from all other lands of the Cherokee Nation, and to remain so segregated until final judgment shall be rendered by the Supreme Court; and that if any allotment of land of the Cherokee Nation should be made to such Cherokee citizens prior to said determination of the Supreme Court,

it should be made from lands other than those to be so segregated, and that the Commission was thereby ordered and directed not to allow any applications for allotment for such segregated lands to be filed, and not to allow any contests to be instituted with respect to any such lands until at least after such final determination of said suit should be made; and that only upon the rendering of such final judgment should such segregated lands be allowed in severalty, either to said Delawares, in case of their success in said suit, or to them or other members of the said Cherokee Nation in case said suit should be unsuccessful.

The complainants further allege that in December, 1902, the Delaware tribe, pursuant to said section 23, filed with the Commission a list of selections of land made by them, respectively, aggregating 157,600 acres, and in January, 1903, an amended and corrected list, which was then received, accepted, and placed on file by said Commission as and for a designation and description of the Delaware lands segregated under the authority of said acts of 1898 and 1902; and that in January, 1903, the Commission caused said 157,600 acres of land to be segregated and set apart in obedience to the mandates contained in said acts of Congress.

It is also alleged that after the segregation of these lands the Dawes Commission opened a land office at Vinita, Ind. T., and since January 1, 1903, have allowed numerous persons who are, or who claim to be, citizens of the Cherokee Nation, to file with said Commission applications for various of the lands so segregated, and have notified numerous Delawares who have improved and are occupying said segregated lands that such applications have been filed, and that unless they appear before the Commission and contest the same within nine months from the date of the filing of such applications they will be forever barred from any interest therein, as provided in section 69 of the act of July 1, 1902, notwithstanding said applications for allotment have reference to and cover lands within a part of said 157,600 acres segregated and set apart for the Delawares.

And it is further alleged that said Commission threatens and intends in the future to continue to receive and act upon such illegal applications, and claims the right so to do, despite the provisions of said section 23, the pendency of said suit, and the protests of complainants. And, furthermore, that defendants threaten to hold and determine that the provisions of said act of Congress approved July 1, 1902, touching applications for and contests over the allotment of lands in the Cherokee Nation generally, and the statute of limitations set forth in section 69 of said act apply to all lands in the Cherokee Nation, including said segregated lands, notwithstanding the provisions of section 23 of said act and notwithstanding the pendency of said suit in the Supreme Court of the United States, and that unless the defendants be enjoined from receiving such applications and from holding that the limitation of nine months applies thereto, irreparable injury will be done the complainants and their associates and that a multiplicity of suits will be inevitable.

A mandatory injunction is therefore asked to direct the defendants to strike from the files all applications for lands within the segregation and to eject therefrom all persons who have gone upon said lands in pursuance of such applications.

An injunction is also asked to prevent defendants from receiving further similar applications and from holding the nine months' limitation (named in section 69) applicable thereto. Process was issued upon this bill of complaint and service thereof was had upon the Secretary of the Interior and upon Tams Bixby, chairman of the Dawes Commission, who at the time of filing the bill chanced to be in the District of Columbia. The other defendants, members of the Dawes Commission, have not been served.

ANSWER.

To this bill of complaint the Secretary of the Interior filed his answer under oath, in which he denies that the segregation of said 157,600 acres of land, provided for by section 23 of the act of 1898 and section 23 of the act of 1902, has been made.

Answering the thirteenth paragraph of the bill, he alleges that on December 16, 1902, there was filed with said Commission a schedule of lands aggregating 157,600 acres, alleged to have been theretofore selected by the Delawares, and claimed by them under their agreement with the Cherokee Nation of April 8, 1867; that on the next day, December 17, 1902, said Commission, by resolution, instructed Tams Bixby, its acting chairman, to cause to be set aside and segregated the lands designated and described in said schedule. That thereafter, and in compliance with that resolution, Bixby, as such chairman, caused the tracts described in this schedule to be marked on maps in the office of the Commission as segregated under said acts; that thereafter, and upon further examination, the Commission discovered numerous errors in said schedule and called the attention thereto of the person who had filed it; that on January 23, 1903, the Commission received a corrected list, and thereupon the sched-

nle filed December 16, 1902, was corrected to correspond with the schedule filed January 23, 1903, and that this corrected schedule was received and accepted by the Commission as a proper designation of the lands to be selected and segregated under said section 23; that thereafter a number of Cherokee citizens, not Delawares, complained to the Commission that this schedule, as amended, embraced lands belonging to them and then in their possession and upon which they had made improvements; that complaint was also made by certain Delawares that their lands theretofore selected and occupied by them had been omitted from this schedule, and requesting the Commission to be allowed to make final selections of lands containing improvements and upon which they resided and which were not included in said corrected schedule; that it was also discovered by the Commission that said corrected schedule embraced lands which were by law reserved for town sites, under section 24 of said act of 1902, and therefore not subject to segregation under the provisions of said section 23; and further, that the lands designated and described in said corrected lists were not selected with due regard either for the benefit of the Delaware citizens generally or other citizens of the Cherokee Nation. That on April 20, 1903, the Commission made a report of its acts and proceedings, with respect to the filing and acceptance of said schedule, to the Secretary of the Interior for his approval, which report was received by the Secretary of the Interior April 30, 1903, and has not been fully considered by him; and that such acts and proceedings of the Commission, as set forth, have not received his approval, and that he has not accepted or approved said corrected schedule as a proper designation and description of the land to be segregated under section 23.

He also denies that said Commission now claims to have the right to receive applications for the allotment of lands designated and described in said schedule, or now claims to have the right, upon the filing of any such applications, to consider that the individual Delawares are barred or foreclosed of any interest in the 157,600 acres of land to be segregated under said section 23 of the act of July 1, 1902.

He also denies that said Commission threatens and intends in the future to continue to receive, accept, and file further applications and to call upon individual Delawares to defend against the same, or threatens and intends to hold and determine that unless said Delawares institute a contest within said nine months their rights to said segregated lands shall lapse, or that the Commission threatens and intends to hold and determine that the provisions of the act of Congress approved July 1, 1902, touching applications for and contests over the allotment of lands in the Cherokee Nation generally, or that the statute of limitations set forth in section 69 of said act apply to all lands of the Cherokee Nation, including said segregated lands, notwithstanding the provisions of section 23 of said act and notwithstanding the pendency of said suit in the Supreme Court of the United States.

He also denies that either he or said Commission have disregarded any protests by said Delawares, but alleges that all such protests were being considered by him, as such Secretary, in connection with the acts and proceedings of said Commission under said section 23 of the act of July 1, 1902, at the time of the filing of the bill of complaint herein, and that proper action thereon and on such acts and proceedings of said Commission has not yet been taken because of the issuance of the temporary restraining order herein. And he denies that either he or said Commission has done any acts or threatened or intend to do any acts to the prejudice of the rights of the complainants or their associates to said segregated lands, but, on the contrary, that when said segregation is finally made and approved no allotments will be made of any lands included therein until the suit between the Delawares and Cherokees is finally determined by the Supreme Court.

He not only admits but specifically affirms the allegations of the bill of complaint that, by the several acts of Congress creating and defining the powers of said Commission, and all the acts and proceedings of such Commission under said laws, are subject to the directions of the Secretary of the Interior. But he denies that the acts and proceedings of said Commission, with respect to said schedules of land received and filed by said Commission, were done by and with his direction and approval, as Secretary of the Interior or otherwise.

And finally he alleges that he, as such Secretary of the Interior, and said Commission to the Five Civilized Tribes of Indians, constitute a special tribunal charged with the duty of segregating and allotting the lands in the Cherokee Nation; that said duty requires upon the part of said tribunal the exercise of judgment and discretion; that before the segregation of said 157,600 acres provided for in section 23 of the act of 1898 is complete or effective, it must be approved by him as such Secretary of the Interior; that this duty involves on his part, as such Secretary, the exercise of judgment and discretion, and is not, therefore, as he is advised, subject to review, control, or interference by the judicial branch of the Government in injunction proceedings, and he prays the same benefit as if he had demurred on that ground.

The affidavits of the defendants, the Secretary of the Interior and Tams Bixby, are filed with the answer, and are substantially to the same effect.

AMENDMENT TO BILL.

Thereupon the complainants amended the thirteenth paragraph of their bill, and alleged that the acts and proceedings of the Dawes Commission, the Commissioner of Indian Affairs, and the Secretary of the Interior, in the administration and execution of the provisions of said section 23, are fully set forth in certain of their reports and letters, copies of which are filed with said bill and made part thereof; and that it appears from said reports and letters, and that the fact is, that the segregation of the 157,600 acres, as required by said section 23, was completed by said Commission in December, 1902, and was held and considered by the Commission and by the Secretary of the Interior as having been made and completed by said Commission and by the Secretary of the Interior, and was, in fact, then approved and considered to have been approved by said Secretary. That thereupon, and because it was held by the Secretary of the Interior to have been made in compliance with the law, the Commission thereupon proceeded, under the direction and with the approval of the Secretary of the Interior, to the allotment of the remaining lands in the Cherokee Nation under the authority of said section 23 of the act of July 1, 1902; that on January 1, 1903, the Commission opened a land office at Vinita, Ind. T., for the purpose of receiving applications from Cherokees for lands, other than those so segregated, and making allotments thereof; that thereupon and during the months of January and February, 1903, more than 1,600 applications were filed, and more than 1,300 allotments were made and reported by said Commission and the report thereof approved by the Secretary of the Interior; that said land office continued open until the filing of this suit in June, 1903, during which time it is alleged that more than 8,000 applications, covering more than 800,000 acres of land, were made, and more than 5,000 allotments, covering 500,000 acres of land, were reported to and approved by the Secretary of the Interior, and that said allotments could not have been legally made and approved if the segregation of the 157,600 acres had not already been made under said section 23 as preliminary and as a prerequisite to the making of said allotments.

ANSWER TO AMENDMENT OF PARAGRAPH 13 OF BILL.

The Secretary of the Interior filed a sworn answer to this amendment and denied that the acts and proceedings of the Secretary and of the Dawes Commission, or of either of them, in the administration and execution of the provisions of section 23, are fully set forth in said reports and letters filed with said amendment, and also denies that it appears from said reports and letters that there has been any segregation of the 157,600 acres of land, as required by said section 23 of the act of July 1, 1902; or that it was held and considered by the Commission or the Secretary, or either of them, as having been so made or completed, or that it was in fact approved by him as therein alleged.

He also denies that the Dawes Commission proceeded to the allotment of any lands in the Cherokee Nation under his direction and approval, as set forth in the amendment to said bill. He further alleges that about January 1, 1903, the Dawes Commission opened a land office at Vinita, Ind. T., for the purpose of receiving and passing upon applications from Cherokee citizens, not Delawares, for lands in the Cherokee Nation, and that until the filing of the bill of complaint, said Commission received and passed upon such applications for allotments. But no such applications for allotments have been approved by the defendant as Secretary of the Interior; and that the time of the filing of the bill of complaint herein the defendant, as such Secretary, was considering the acts and proceedings of said Commission in so receiving and passing upon allotments, in order to determine whether they were in conformity with the requirements of said act of July 1, 1902.

And finally the Secretary alleges that the title to all lands in the Cherokee Nation is still held by said nation; and that until the title to lands embraced in any segregation provided for in section 23 of the act of 1902 has passed from said nation, he, as Secretary of the Interior, has the power and authority, under the law, to correct, modify, amend, vacate, or set aside any segregation of lands in the Cherokee Nation if any has been made, even though the same may have received his approval.

OPINION.

It will be observed that this bill of complaint and the relief prayed for is founded upon the theory:

1. That, as a question of fact, the 157,600 acres of land to which the Delaware Indians are entitled under their contract of purchase made with the Cherokees

April 8, 1867, have been finally segregated and set apart for their use and for final allotment, at the appropriate time, as provided for in the acts of 1898 and 1902.

2. That, as a question of law, said lands having been so segregated, neither said Commission nor the Secretary of the Interior has or can exercise any further jurisdiction over the same other than to keep them free from incumbrances, or other charges, and prevent the impairment of the rights of the Delawares therein and thereto until the Supreme Court of the United States has rendered its final judgment in the suit of the Delawares against the Cherokee Nation now pending in that court.

The right determination of these questions involves the interpretation of the acts of Congress mentioned, and an examination of the state of the case as to what has actually been done thereunder.

Section 25 of the act of Congress approved June 28, 1898 (30 Stat. L., 495), known as the Curtis Act, imposed upon the Commission to the Five Civilized Tribes, or on what is generally known as the "Dawes Commission" (which was created by the act of March 1, 1893, 27 Stat. L., 612, 645), the duty of segregating from the other lands of the Cherokee Nation the 157,600 acres purchased by the Delaware tribe of Indians from the Cherokee Nation under their agreement of April 8, 1867. Such segregation, as provided by said section, was to be made by the Commission "subject to the judicial determination of the rights of said descendants and the Cherokee Nation under said agreement."

By the same section jurisdiction is conferred upon the Court of Claims of the United States, with the right of appeal to the Supreme Court of the United States, to adjudicate and finally determine the rights of the Delaware Indians in and to the lands and funds of the Cherokee Nation under their contract of April 8, 1867. Thereupon, and pursuant to that section, the Delawares, in August, 1898, instituted such suit against the Cherokee Nation in the Court of Claims, which was thereafter, on or about February 2, 1903, dismissed by a decree of that court. On or about March 19, 1903, the Delawares appealed from said decree to the Supreme Court of the United States, where said appeal is now pending. During the pendency of said suit in the Court of Claims, viz, July 1, 1902, Congress passed another act entitled "An act to provide for the allotment of the lands of the Cherokee Nation, for the disposition of town sites therein, and for other purposes." (32 Stat. L., 716.)

This act was duly ratified by the Cherokee Nation at a general election held on or about August 7, 1902, as provided in section 75 thereof.

Section 23 of that act makes further provision for said segregation as follows:

1. "All Delaware Indians who are members of the Cherokee Nation shall take lands and share in the funds of the tribe as their rights may be determined by the judgment of the Court of Claims, or by the Supreme Court, if appealed, in the suit instituted therein by the Delawares against the Cherokee Nation and now pending.

2. "But if said suit be not determined before said Commission is ready to begin the allotment of lands of the tribe as herein provided, the Commission shall—

(a) "Cause to be segregated 157,600 acres of land, including lands which have been selected and occupied by Delawares, in conformity to the provisions of their agreement with the Cherokees dated April 8, 1867, such lands (the 157,600 acres) so to remain subject to disposition according to such judgment as may be rendered in said cause.

(b) "And said Commission shall thereupon (after segregating said 157,600 acres) proceed to the allotment of the remaining lands of the tribe aforesaid, and lastly

(c) "Said Commission shall, when final judgment is rendered, allot lands to such Delawares in conformity to the terms of the judgment and their individual rights thereunder."

And then in order to safeguard the rights of both parties pending said suit the same section provides that—

(d) "Nothing in this act shall in any manner impair the rights of either party to said contract as the same may be finally determined by the court, or shall interfere with the holdings of the Delawares under their contract with the Cherokees of April 8, 1867, until their rights under said contract are determined by the courts in their suit now pending against the Cherokees."

It is apparent from the plain reading of these two sections (viz, section 25 of the act of June 28, 1898, and section 23 of the act of July 1, 1902) that Congress intended to and did confer on the Delaware Indians the right to have the 157,600 acres of land purchased by them from the Cherokees duly segregated and set apart from the other lands of the Cherokees as soon as the same has been duly selected and designated, and when so selected and segregated to have the same so kept and maintained until final judgment is rendered in the suit now pending in the Supreme Court of the United States, and that "when (such) final judgment is rendered, said Commission shall thereupon allot lands to the Delawares in conformity to the terms of the judgment and their individual rights thereunder" (section 23).

By section 22 of said act Congress also conferred upon said Commission, under the direction of the Secretary of the Interior, exclusive jurisdiction to determine all matters relative to the allotment of lands in the Cherokee Nation.

Section 24 provides that certain lands, including town lots, shall be reserved from allotment.

It seems clear, in the light of these statutes, that the segregation of the 157,600 acres is to be made not by the Commission alone, but by the Commission, subject to the direction of the Secretary of the Interior. Indeed, this is expressly admitted in paragraph 26½ of the bill, which alleges, and which is admitted by the answer, “* * * that by the several acts of Congress creating and defining the powers of said Commission to the Five Civilized Tribes all the acts and proceedings of said Commission are subject to the direction of the Secretary of the Interior.”

It would seem to follow, therefore, that while the segregation must be made by the Dawes Commission, it must be made under the direction of the Secretary of the Interior and have his official approval before it is complete and effective.

The first question, then, as already suggested, is whether the segregation of the 157,600 acres has been made and is now final and effective.

The Secretary of the Interior, in his sworn answer and in his affidavit as well, denies in the most direct and positive terms that this segregation has been made or that he has approved it. The answer of the Secretary might well be accepted as conclusive on this point were it not for the amendment to paragraph 13 of the bill of complaint, which sets up certain reports of the Commission and of the Commissioner of Indian Affairs and certain correspondence of the defendants, which the complainants claim shows such proceedings had and such acts done by the Dawes Commission and the Secretary of the Interior as to leave no question that, as a matter of fact as well as matter of law, such segregation has been made by the Commission and duly approved by the Secretary, and is therefore complete and final.

Two theories are presented as to the segregation of these lands. The contention of the complainants is that when the Delawares filed with the Commission in December, 1902, the schedule of lands selected by them, and the same was thereafter revised and corrected January 23, 1903, and so received and filed by said Commission, that such corrected schedule was thereby finally accepted by the Commission as a proper designation of the lands actually selected and segregated under said act of Congress, and that in the light of the reports and correspondence heretofore mentioned such acts and procedure constitute in fact and in law a full, complete, and final segregation of the 157,600 acres as provided in the acts of 1898 and 1902. On the other hand, the contention of the Secretary of the Interior is that “said corrected schedule was received and accepted by said Commission not as a proper designation of the lands actually selected and segregated, but of the lands to be selected and segregated under his direction and approval, and therefore no actual segregation has been made by said Commission or approved by the Secretary.” If the latter view is correct, that would seem to end the controversy, and the consequent denial of the writ of injunction and the discharge of the temporary restraining order would necessarily follow; otherwise the complainants are entitled to the relief prayed for, because, if the segregation has been finally made and completed, neither the Commission nor the Secretary has any further jurisdiction in the matter, other than to maintain the status quo, until the Supreme Court of the United States has decided the case now before it.

In support of the contention of the complainants that the 157,600 acres were segregated in January, 1903, and the jurisdiction of the Commission and of the Secretary in that behalf, thereby ousted, they argue that inasmuch as section 23 (act of July 1, 1902) plainly requires that before the Commission shall proceed to the allotment of the Cherokee lands (that is lands other than the 157,600 acres to be set apart to the Delawares) the Commission shall first segregate and set apart the lands selected and occupied by the Delawares; and inasmuch as the Commission, after the filing of said corrected schedule in January, 1903, did proceed to the allotment of the other lands of the Cherokees, they could only have done so on the supposition and belief on the part of the Commission and the Secretary (who they allege had knowledge of the same) that the segregation had before that time been made and completed; otherwise, they insist, their acts would have been in flagrant disobedience of the law. That the Dawes Commission did so believe and did proceed in the matter of the allotment of the Cherokee lands, other than the 157,600 acres, in the manner pointed out, admits of no serious question. Indeed the reports and correspondence filed with the amendment to the bill leaves room for no other interpretation; besides the answer of the Secretary, in effect, admits it, although he expressly denies that “said Commission proceeded to the allotment of said lands under his direction and approval.”

It is equally clear, however, that no matter what view the members of the Dawes Commission may have entertained as to their jurisdiction touching the segregation of

the 157,600 acres and the subsequent allotment of Cherokee lands, they could neither enlarge their own, nor limit the jurisdiction of the Secretary of the Interior in relation thereto, through any mistaken interpretation of the law or assumption of authority on their part; so that, if they assumed that under the law they had the power to make and conclude the segregation of these lands independent of the Secretary of the Interior, and that in accepting and filing said schedule of selected lands in December, 1902, and in the revision and correction of same in January, 1903, they thereby made and completed said segregation and the same thereby became immediately effective, and in that belief they then proceeded to the allotment of the other lands of the Cherokees, such belief and course of procedure on their part would not constitute a segregation within the meaning of the law, unless they either have exclusive jurisdiction in the matter, or their acts in that behalf have had the sanction and approval of the Secretary of the Interior.

As already pointed out, in my view of these statutes, and as admitted by paragraph 26½ of the bill of complaint, this segregation must be made by the Commission subject to the direction of the Secretary of the Interior, and hence the Commission does not have and can not exercise exclusive jurisdiction in the matter. Moreover, section 23 of the act of 1902 provides that such segregation must be first so made before the Commission can properly proceed to the allotment of the remaining Cherokee lands, i. e., lands other than the segregated lands, and therefore, unless such alleged segregation was in fact made, subject to the direction of the Secretary, it necessarily follows that it did not become complete and effective upon the mere receipt and filing of said schedule of selected lands in December, 1902, or of the amended and corrected schedule in January, 1903, or at any other time; and that all subsequent steps on the part of the Commission looking to the allotment of the other Cherokee lands referred to were untimely and irregular, and can in no wise affect the rights of the Delawares in the final segregation and allotment, unless, as stated, the same was in fact done under the direction and with the approval of the Secretary and is now beyond his recall.

The Secretary, both in his answer and in his affidavit, as already pointed out, alleges directly and emphatically that this segregation has not been so made and approved by him.

While it is true that it appears from the Secretary's answer that the Dawes Commission opened a land office and received applications for allotments of land outside of the land described in the schedule filed with the Dawes Commission, he alleges that none of these acts were done under his direction nor have they received his approval, but that at the very time of the filing of this bill he was considering the question of their legality. As to whether the attempted segregation has been approved by the Secretary depends, therefore, upon the effect to be given the reports and documents referred to in the amendment to the bill, and upon which counsel for complainants predicated their argument that, as a matter of law, the Secretary has approved such segregation.

After a careful reading and rereading of these reports and documents, I am clearly of opinion that they do not support this contention. If it has been so approved, and the Commission, under the direction and with the approval of the Secretary of the Interior, had proceeded to make, or was about to make, allotments that affected any of the lands so segregated, as charged in the bill, then it would clearly be the duty of the court, under the circumstances of this case, to restrain such action by injunction; because, under section 23 of the act of July 1, 1902, it is made the plain duty of the Commission, in the event that the suit now pending in the Supreme Court be not determined before the Commission is ready to begin the allotment of lands of the tribe, to cause said 157,600 acres to be segregated, and to be kept segregated and apart from all other lands of the Cherokee Nation, and there stop—so far as said segregation is concerned—until final judgment has been rendered by the Supreme Court of the United States.

The language of said section being:

"If said suit be not determined before said Commission is ready to begin the allotment of lands of the tribe as herein provided, the Commission shall cause to be segregated 157,600 acres of land, including lands which have been segregated and occupied by Delawares in conformity with their agreement with the Cherokees dated April, 1867, such lands so to remain subject to disposition according to such judgment as may be rendered in said cause; and said Commission shall thereupon (but not before) proceed to the allotment of the remaining lands of the tribe as aforesaid."

It is likewise the plain duty of the Commission, in proceeding to "allot the remaining lands of the tribe," to make the same from lands other than the 157,600 acres segregated (or to be segregated) for the use of the Delawares. And yet, despite these plain provisions of the law and the apparent assumption on the part of the members of the Commission that they have the exclusive right to make this segregation, and

had so made it, they unwittingly, or at least erroneously, proceeded to destroy their own handiwork by including in "the allotment of the remaining lands of the tribe" certain of the lands included in their so-called segregation, and at the same time omitted from the segregation itself certain other lands which had been selected and occupied by the Delawares in conformity with their agreement of April, 1867, with the Cherokees, which other lands section 23 expressly provides shall be included in the segregation of the 157,600 acres.

As the hands of the Delawares are tied, so far as the allotment or disposition of the 157,600 acres are concerned, the moment said segregation is once completed it would be a grievous wrong to thus professedly set apart for them all they are entitled to under their contract of 1867 and then proceed to take from them a portion of the very lands thus segregated, in making allotments to the Cherokees out of what is treated as "the remaining lands of the tribe." While it was evidently not the intention of Congress to delay the allotment work in the Cherokee Nation until the suit between the Delawares and Cherokees shall have been finally determined, it was never the intention that, in making such allotment, the rights of the Delawares should be thereby defeated or in any wise prejudiced. This is made clear by section 23 of the act of 1902, which declares that "Nothing in this act shall in any manner impair the rights of either party to said contract as the same may be finally determined by the court, or shall interfere with the holdings of the Delawares under their contract with the Cherokees of April 8, 1867, until their rights under said contract are determined by the courts in their suit now pending against the Cherokees."

It follows, therefore, that any attempted allotment of lands in violation of this section that might be effective and thereby defeat or prejudice the rights of the Delawares thereunder should be promptly restrained.

In his answer the Secretary of the Interior, however, denies, under oath, that either the attempted segregation of said lands or the receiving of said applications for allotments in the Cherokee Nation, was under his direction or has ever received his approval. He also denies that said Commission now claims to have the right to receive applications for the allotment of lands designated and described in said schedule, or the right, upon the filing of any such applications, to consider that the individual Delawares are barred or foreclosed of any interest in the 157,600 acres of land to be segregated under section 23 of the act of 1902; and he further denies that the Commission threatens and intends in the future to continue to receive, accept, and file further applications and to call upon individual Delawares to defend against the same, or to do any of the many things with which they are charged in the bill as intending to do. In view of this broad and emphatic disclaimer of either authority under the law or of any purpose or intention on the part of the defendants to do the acts or to exercise the authority complained of in the bill, it would seem to be clear, under the plain provisions of these statutes, that no matter what view the Commission originally entertained as to their authority in the premises that their acts and proceedings touching said segregation and allotment have not become effective, and can not become so until they have the final sanction and approval of the Secretary of the Interior, and, therefore, in this view of the case, which to my mind is the real and logical situation, no real injury to the rights of the Delawares has been done or is threatened by the defendants, and no substantial ground exists for the interposition of a court of equity. It is perhaps due the members of the Dawes Commission to say, in passing, that while they seem to have proceeded upon the theory that they have exclusive jurisdiction in this matter, they later on discovered and recognized that they and the Secretary of the Interior constitute a special tribunal charged with the duty of segregating and allotting these lands, and that all their acts and proceedings were subject to his direction and approval. Therefore it was, that on April 20, 1903, after objection to said segregation by certain Delawares, and by certain Cherokee citizens not Delawares, and after the Commission discovered that said corrected schedule embraced lands which were by law reserved for town sites under section 24 of the act of 1902, and therefore not subject to segregation, and was otherwise objectionable, they made a report of their acts and proceedings in respect to the filing and acceptance of said schedules to the Secretary of the Interior, for his consideration and approval, which was received by him April 30, 1903, and, which he alleges in his answer, he had under consideration at the time of the issuance of the temporary restraining order herein, with a view of determining whether said acts and proceedings were in conformity with section 23 of the act of July 1, 1902. (32 Stat. L., 717.)

Admitting, however, that the Secretary of the Interior has approved this segregation, as claimed by the complaints, his power and authority to correct, modify, or vacate the same in whole or in part is, in the opinion of the court, clear and undisputable under the law applicable to this case.

Section 441 of the Revised Statutes provides that—"The Secretary of the Interior is charged with the supervision of public business relating to * * * the Indians."

Sections 22, 58, and 59 of the act of July 1, 1902, provides as follows:

"SEC. 22. Exclusive jurisdiction is hereby conferred upon the Commission to the Five Civilized Tribes, under the direction of the Secretary of the Interior, to determine all matters relative to the appraisement and the allotment of lands.

"SEC. 58. The Secretary of the Interior shall furnish the principal chief with blank patents necessary for all conveyances herein provided for, and when any citizen receives his allotment of land, or when any allotment has been so ascertained and fixed, that title should, under the provisions of this act, be conveyed. The principal chief shall thereupon proceed to execute and deliver to him a patent conveying all the right, title, and interest of the Cherokee Nation, and of all other citizens, in and to the lands embraced in his allotment certificate.

"SEC. 59. All conveyances shall be approved by the Secretary of the Interior, which shall serve as a relinquishment to the grantee of all the right, title, and interest of the United States in and to the lands embraced in his patent."

Section 441 also provides that the Secretary of the Interior is charged with the supervision of the public business relating to "the public lands, including mines."

The general powers and authority of the Secretary of the Interior, as expressed in the statute (which are manifestly the same in principle with the provisions of the statute in respect to the duty and powers of the Secretary of the Interior in the disposition of the lands of the Cherokee Nation), have received a broad and comprehensive interpretation by the Supreme Court of the United States. In the case of *Knight v. United States Land Association* (142 U. S., 161, 178), it was held that—"Respecting the public domain, the Secretary of the Interior is the supervising agent of the Government to do justice to all claimants and preserve the rights of the people of the United States."

See also: *New Orleans v. Pain* (147 U. S., 261, 266-267); *Williams v. United States* (138 U. S., 514, 523-524); *Hawley v. Diller* (178 U. S., 476, 488, 490); *Michigan Land and Lumber Co. v. Rust* (168 U. S., 589, 592, 594-595); *Beley v. Naphtaly* (169 U. S., 353, 364); *Brown v. Hitchcock* (173 U. S., 473, 476-478); *United States ex rel. v. Hitchcock* (190 U. S.), decided May 18, 1903.

In *Knight* against the Land Association, just cited, the Commissioner of the General Land Office approved the survey of certain lands involved in that action; although no appeal was taken from such approval to the Secretary of the Interior, he subsequently set the survey aside. It was insisted that his action was illegal. In passing upon this question the court, speaking through Mr. Justice Lamar, said:

"The statutes, in placing the whole business of the Department under the supervision of the Secretary, invest him with authority to review, reverse, amend, annul, or affirm all proceedings in the Department, having for their ultimate object to secure the alienation of any portion of the public lands, or the adjustment of private claims to lands with a just regard to the rights of the public and of private parties."

In *New Orleans v. Pain* (147 U. S., 261, 266-267), was involved the power of the Secretary of the Interior to set aside a survey of the public lands already approved, and to approve a subsequent survey thereof. In passing upon the question, the court, speaking through Mr. Justice Brown (p. 266), says:

"If the Department was not satisfied with this (the first) survey, there was no rule of law standing in the way of its ordering another. Until the matter is closed by final action, the proceedings of an officer of a department are as much open to review or reversal, by himself or his successor, as are the interlocutory decrees of a court open to review upon the final hearing."

In *Williams v. The United States* (138 U. S., 514, 523-524), the Government under the act of June 16, 1880, had certified to the State of Nevada certain lands which the State subsequently sold to Williams. Thereafter it was discovered by the Land Department that, in procuring the State of Nevada to have the lands certified to it, Williams committed a fraud. Thereupon the Attorney-General, at the request of the Secretary of the Interior, brought suit to set aside the certification to the State of Nevada. In disposing of the case, the court, speaking through Mr. Justice Brewer, said:

"The certification after selection by the State is to be approved by the Secretary of the Interior. This is no mere formal act. It gives to him no mere arbitrary discretion, but it does give power to prevent such a monstrous injustice as was sought to be accomplished by these proceedings. * * * It is obvious, it is common knowledge, that in the administration of such large and varied interests as are intrusted to the Land Department, matters not foreseen, equities not anticipated, which are therefore not provided for by express statute, may sometimes arise and,

therefore, that the Secretary of the Interior is given such superintending and supervising power which will enable him in the face of these unexpected contingencies to do justice."

In *Brown v. Hitchcock* (173 U. S., 433, 476-478), the complainant filed a bill in equity against the Secretary of the Interior in this court, praying that the Secretary be restrained from holding certain lands in the State of Oregon subject to entry under the general land laws of the United States, claiming that these lands had become the property of the State of Oregon, under the act of September 28, 1850, and the amendments thereto, known as the swamp-land act, and were included in a certain selection list filed by the State of Oregon, which list was approved by Secretary of the Interior Teller on September 16, 1882. In 1880 the State had sold these lands to one Owen, and by subsequent conveyance they had been transferred to the complainant; therefore, in December, 1888, Secretary of the Interior Vilas made and entered an order canceling and revoking said selection list. The main question involved in the suit was the power of Secretary Vilas to revoke and annul the order made by Secretary Teller, approving said selection list. In disposing of this question, the court, among other things, said:

"Until the legal title to public lands passes from the Government, inquiry as to all equitable rights comes within the cognizance of the Land Department."

In *United States v. Schurz* (102 U. S., 378, 396), which was an application for a mandamus to compel the delivery of a patent, it was said:

"Congress has also enacted a system of laws by which rights to these lands may be acquired, and the title of the Government conveyed to the citizen. This court has, with a strong hand, upheld the doctrine that so long as the legal title to these lands remains in the United States, and the proceedings for acquiring it were as yet in fieri, the courts would not interfere to control the exercise of the power thus vested in that tribunal. To that doctrine we still adhere."

In the case of the *United States ex rel. Riverside Oil Co. v. Hitchcock*, Secretary of the Interior, decided May 18, 1903, the court of appeals of the District of Columbia, among other things, said:

"Congress has constituted the Land Department, under the supervision and control of the Secretary of the Interior, a special tribunal with judicial functions, to which is confided the execution of the laws which regulate the purchase, selling, care, and disposition of the public lands. The court has no general supervisory power over the affairs of the Land Department by which to control their decision upon questions within their jurisdiction."

It would seem from these cases that it is settled law that until title has passed from the Government, the Secretary of the Interior, under the general powers conferred upon him by the statutes heretofore cited, has power to review, correct, modify, reverse, or vacate any act or decision heretofore made by him or his predecessor in office, in respect to the disposition of public lands. The power and duty of the Secretary in respect of the administration of the act of July 1, 1902, are in all essential respects of similar import as those conferred upon him by the public land laws; and, therefore, upon the authority of the cases above cited, it would seem to be clear that until the title to the lands here involved as well as the interest of the Government therein—and it has an interest, although remote and contingent—has been finally divested by the issue of patents as provided in said sections 58 and 59 of the act of 1902, the Secretary has the power to reconsider, correct, or annul his own decisions made in the due administration of said act of July 1, 1902, and hence it follows that in the opinion of the court the action of the Commission in segregating said 157,600 acres of land, even if done under the direction and with the approval of the Secretary of the Interior, does not oust the jurisdiction of the Secretary to reconsider and correct the same.

If, however, the right to reconsider, correct, and amend his own and the acts and proceedings of the Commission, as a specially constituted tribunal to carry into effect the acts of 1898 and 1902, does not come within the scope of the general powers vested in the Secretary of the Interior, such power seems to be expressly conferred upon him by section 22 of the latter act, viz, that of July 1, 1902, which reads as follows:

"SEC. 22. Exclusive jurisdiction is hereby conferred upon the Commission to the Five Civilized Tribes, under the direction of the Secretary of the Interior, to determine all matters relative to the appraisement and the allotment of lands."

As I read the decided cases upon this point, it seems to be settled law that when an act is required to be done "under the direction of the Secretary of the Interior," this, in effect, requires his approval before such act becomes complete and effective, and therefore the phrase "under the direction of the Secretary of the Interior," as

used in the act of July 1, 1902, imposes upon the Secretary the power and duty of directing and supervising all acts and proceedings of the Commission under that act, and certainly the segregation of the 157,600 acres is not only one of the "matters relating to the allotment of lands," but it is a condition precedent to their allotment under section 23 of the act, 1902. (*Bishop of Nisqually v. Gibbon*, 158 U. S., 155, 167; *Knight v. Land Association*, 142 U. S., 161, 177.)

In the oral argument counsel for the complainants, in opposing this view, cited the case of *Northern Pacific Railway Company v. Barnes* (S. Dak., 366, 369); but, as was claimed by counsel for defendants at the time, and as it seems to the court, the South Dakota case is opposed to the doctrine laid down by the Supreme Court of the United States in *Knight v. Land Association* (142 U. S., 161), and other cases cited in their brief.

In the *Knight* case Mr. Justice Lamar, in speaking for the court, said:

"The phrase, 'under the direction of the Secretary of the Interior,' as used in these sections of the statutes (referring to certain sections of the Revised Statutes relating to the duties of the Commissioner of the General Land Office in respect to the surveying and sale of the public land to be performed 'under the direction of the Secretary of the Interior'), is not meaningless, but was intended as an expression in general terms of the power of the Secretary to supervise and control the extensive operations of the Land Department of which he is the head, and 'such supervision,' says the court, 'may be exercised by direct orders or by review on appeal.'"

The wisdom of Congress in thus giving to the Secretary of the Interior supervisory power over the segregation of these lands is made manifest by the very confusion and mischief that would result were this segregation, with its many errors, to stand as the final and finished work of the Commission. The Secretary, however, possessing and claiming, as he does, the power to revise, correct, and, if necessary, to amend in whole or in part these acts and proceedings of the Commission, and thus prevent the very evils that might otherwise follow, has now before him a full report of such acts and proceedings with a view of determining whether they are in conformity with the acts of Congress pertaining thereto, or not.

The question thus presented is, has this court the power to impose by injunction to restrain him from doing this?

If the court is correct in its conclusion that this is a matter within the jurisdiction and control of the Secretary, then it must be admitted that its determination involves the exercise of judgment and discretion, and therefore can not be enjoined or controlled by the judicial power.

It has been the uniform holding of the Federal courts that an executive officer, while engaged in the performance of a duty involving the exercise of judgment and discretion, can not be interfered with in respect to such duty by the judicial power.

In the case of *New Orleans v. Pain* (147 U. S., 261), Mr. Justice Brown, in delivering the opinion of the court, said:

"The general rule is that the judicial power will not interpose, by mandamus or injunction, to limit or direct the action of departmental officers in respect of matters pending within their jurisdiction and control. * * * That if he (meaning the head of a department) were engaged in the performance of a duty which involved the exercise of discretion or judgment he was entitled to protection from any interference by the judicial power."

In *Brown v. Hitchcock* (173 U. S., 433, 477) the court, among other things, said:

"As a general rule, no mere matter of administration in the various Executive Departments of the Government can, pending such administration, be taken away from such departments and carried into the courts; those departments must be permitted to proceed to the final accomplishment of all matters pending before them, and only after that disposition may the courts be invoked to inquire whether the outcome is in accord with the laws of the United States."

It is said by the court in *Dunlap v. Black* (p. 48):

"The court will not interfere by mandamus with the executive officers of the Government in the exercise of their ordinary official duties, even where those duties require an interpretation of the law, the court having no appellate power for that purpose. * * * Whether, if the law were properly before us for consideration, we should be of the same opinion or of a different opinion is of no consequence in the decision of the case.

"In *Kirwin v. Murphy* (189 U. S., 55) the court quotes with approval the following passage, found in the case of *Litchfield v. The Register and Receiver* (9 Wall., 577, 579):

"The principle has been so repeatedly decided in this court that the judiciary can not interfere, either by mandamus or injunction, with executive officers, such as the respondents here, in the discharge of their official duties, unless those duties are of a

character purely ministerial and involving no exercise of judgment or discretion, that it would be useless to repeat it here.”

In *United States ex rel. Riverside Oil Company v. Hitchcock* (decided May 18, 1903, by the court of appeals, District of Columbia) the court says that—

“Neither an injunction nor mandamus will lie against an officer of the Land Department to control him in discharging an official duty which requires the exercise of his judgment and discretion. * * * Mandamus has never been regarded as the proper writ to control the judgment and discretion of an officer as to the decision of a matter which the law gave him the power and imposed upon him the duty to decide for himself.”

Associate Justice Miller, in delivering the opinion of the court in *Gaines v. Thompson* (7 Wall., 347, 352, 353), said that this doctrine—

“* * * Is as applicable to the writ of injunction as it is to the writ of mandamus.

“In the one case the officer is required to abandon his right to exercise his personal judgment, and to substitute that of the court, by performing the act as it commands. In the other he is forbidden to do the act which his judgment and discretion tell him should be done. There can be no difference in the principle which forbids interference with the duties of these officers, whether it be by writ of mandamus or injunction.”

In *Mississippi v. Johnson*, supra, 498, the court draws a distinction between a ministerial and judicial duty in the following language:

“A ministerial duty, the performance of which could, in proper cases, be required of the head of a department by judicial process, is one in respect to which nothing is left to discretion. It is a simple, definite duty, arising under conditions admitted or proved to exist, and imposed by law.”

It is settled law that where the law prescribes that before an act shall be final it must receive the approval of the head of a department, the duty of approval is a judicial and not a ministerial duty. (See *Wisconsin Central Railroad Company v. Price*, supra; *United States v. Williams* (138 U. S., supra); *Ops. Attorney-General*, Vol. XIV, pp. 50, 52, 645.)

If there is any plain ministerial duty to be performed by the Secretary in this whole matter, it is found in section 59 of the act of 1902, which requires him to approve the patents issued to allottees for their respective allotments by the principal chief of the Cherokee Nation; that is to say, if the Secretary were to refuse to approve such patents, after the same have been regularly executed for delivery by the principal chief, he could not excuse himself from so doing by insisting that such act was one of administrative propriety involving judicial discretion rather than a merely ministerial duty.

Mr. Justice Miller in *Johnson v. Towsley* (13 Wall., 7283):

“When the law is confided to a special tribunal, the authority to hear and determine such matters arising in the course of its duties, the decision of that tribunal, within the scope of its authority, is conclusive upon all others.”

1. The solicitors for complainants have strongly insisted and ably argued, however, “that Congress, in and by section 25 (act of 1898) and section 23 (act of 1902), intended to provide, and did provide, for the judicial ascertainment and adjudication of the ‘rights’ of the Delawares to the lands selected and occupied by them (including their titles), and for the ‘segregation’ of said lands in such manner as shall preserve them in such condition that the judgment of the court, when rendered, may be applied thereto.”

2. “That in this plain purpose and scheme of legislation there is no room or occasion for the exercise of any ‘discretion’ by the Secretary of the Interior,” Congress having thus committed to the judiciary the jurisdiction which, in respect to the public lands, rests with the Secretary; that when the judgment of the Supreme Court shall have been rendered and the Commission shall proceed to the work of allotment in conformity to the terms of the judgment and the individual rights of the Delawares, the question of the duty of the Secretary, in respect to that situation and the correction of errors, will be presented.

If you concede the first proposition, viz, that Congress has by these two sections committed to the judiciary the jurisdiction which, in respect to the public lands, rests with the Secretary, and has also committed to the judiciary the adjudication, not only of the rights of the Delawares to the lands selected and occupied by them, but the very titles to them, as well as the segregation of said lands, in such manner as the court may determine appropriate to its judgment, then you may well concede the second, viz, that in this scheme of legislation there is neither room nor occasion for the exercise of “discretion” by the Secretary of the Interior, and that the statute lays no duty upon him until it comes to the matter of allotment in conformity to the court’s judgment, when the question of correcting errors may be presented.

But why should Congress have made this case so exceptional? And especially when it has been the settled and uniform policy of the Government, ever since the establishment of the Department of the Interior more than half a century ago, to place the supervision and control of the Indians and of Indian affairs in the hands of the Secretary of the Interior; a policy that certainly is not to be abrogated unless the intention so to do is plainly manifest in the statute. The court has already called attention to these two sections in connection with section 22 of the act of 1898, as clearly imposing upon the Secretary the duty of directing said segregation and officially approving it before it can become effective, and that this duty is not ministerial, but judicial in its character, and therefore calls for the exercise of a sound discretion.

The jurisdiction thus conferred upon the Commission and Secretary is, in the opinion of the court, quite apart from that conferred upon the Court of Claims and the Supreme Court of the United States on appeal. A controversy having arisen between the Cherokee Nation and the Delawares in respect to these lands—that is, as to what the Delawares obtained by their purchase of 1867 and their “rights” under that contract—Congress determined that this controversy should be made the subject of judicial inquiry and adjudication. It therefore conferred jurisdiction upon the Court of Claims with the right of appeal to the Supreme Court of the United States, for that purpose and for no other. The jurisdiction thus conferred upon the judiciary was exclusive, leaving nothing for the determination of the Secretary of the Interior, so far as the subject-matter of the suit, or the “rights” of the Delawares therein, are concerned. The jurisdiction of the Commission and the Secretary of the Interior, touching the segregation and allotment of said lands, is equally exclusive, leaving nothing, so far as the segregation and allotment of said lands are concerned, for the determination of the courts.

The jurisdiction of the court and of this special tribunal being thus independent of each other as to their respective duties, and Congress having framed the act of 1902 so as to meet the situation, whether the segregation preceded or succeeded the final judgment of the court, it must be assumed from that fact and from the very issue involved in the suit that in the meantime the rights of both parties, “as the same may be finally determined by the court,” are fully and absolutely protected, as is expressly provided for in section 23, and moreover, that when the court renders its judgment there can be no possible difficulty in allotting and disposing of said lands to the Delawares “in conformity to the terms of the judgment and their individual rights thereunder.”

In the course of the argument in this case, which was able and exhaustive on both sides, considerable stress was laid upon the fact that, by stipulation of counsel, the amended schedule of segregated lands, so called, has been embodied in the record of the suit now pending in the Supreme Court of the United States, and therefore the judgment of that court must necessarily be based upon such schedule. Even the Commission, in its report of April 20, 1903, expressed some apprehension that the Supreme Court, in deciding the Delaware suit, may approve this schedule, thus made a part of the record in that case. In my view of the case this apprehension is entirely groundless. No stipulation of counsel can oust either the court, or the Commission, or the Secretary of the Interior, of their respective jurisdiction and duty under the law.

This attempted segregation did not thereby become complete and final, and it can not become so until the specific lands to be set apart for the Delawares have been duly selected and properly and correctly scheduled; exclusive jurisdiction to do this is conferred upon the Dawes Commission, subject to the direction of the Secretary of the Interior, as provided in section 23 of the act of 1902. While an imperfect, unapproved, and impossible schedule has thus found its way into the record in the pending suit of the Delawares against the Cherokees, it can be of no binding force until it has been revised and amended so as to meet the requirements of the statutes, and is then finally ratified and affirmed by the Commission and the Secretary of the Interior, to whom are given exclusive jurisdiction in this behalf.

The province of the court is not to approve such schedule, but it is simply to decide the questions involved in that suit and to determine what interest the Delaware citizens have in the lands and funds of the Cherokee Nation.

The segregation of the 157,600 acres was not, and is not, a condition precedent to the institution and final determination of said suit; the final judgment of the court is not to apply to a given schedule of segregated lands embodied or to be embodied in the record of the case, but on the contrary it was and is to apply to the specific lands embraced in the final and completed segregation, when made by the Commission, under the direction of the Secretary, whether that segregation be made before the bringing of the suit, or during its pendency, or after final judgment therein.

1. Section 25 of the act of 1898 provides that before any allotment shall be made in the Cherokee Nation the Commission shall segregate therefrom 157,600 acres, but

that such segregation shall be subject to the judicial determination of the rights of said descendants and the Cherokee Nation, under their agreement of April 8, 1867.

2. The same section authorizes the bringing of the suit now pending in the Supreme Court for that purpose.

3. Section 23 of the act of 1902 declares that "all Delaware Indians who are members of the Cherokee Nation shall take lands and share in the funds of the tribe as their rights" (thereto) "may be determined by the judgment of the Court of Claims, or by the Supreme Court if appealed * * * in the suit now pending."

Therefore it was that, inasmuch as the Commission had not, up to that time (July 1, 1902), segregated the 157,600 acres or made any allotments to the Cherokee Nation, as they were empowered to do under section 25 of the act of 1898; and might not do so until after the Supreme Court had decided said suit, and thereby determined the rights of the parties under the agreement of 1867, that it was expressly provided by section 23 what should be done by the Commission in the meantime, viz:

(a) "If said suit be not determined before said Commission is ready to begin the allotment * * * the Commission shall cause to be segregated 157,600 acres of land, etc. * * * such lands so to remain, subject to disposition according to such judgment as may be rendered in said cause.

(b) "And said Commission shall thereupon proceed to the allotment of the remaining lands."

The necessary inference being that if the suit was decided before the Commission is ready to begin the allotment they must proceed in the same way, viz:

1. Segregate the 157,600 acres for the Delawares.

2. Allot the remaining lands of the Cherokee Nation.

But in any event, whether this segregation and allotment took place before or after the determination of said suit, the 157,600 acres once segregated were to be kept segregated—

"Subject to disposition according to such judgment as may be (or may have been) rendered in said cause, and when (such) final judgment is rendered (said Commission) shall allot lands to such Delawares in conformity to the terms of the judgment and their individual rights thereunder."

In view of the fact that section 23 also provides that "nothing in this act (1902) shall in any manner impair the rights of either party to said contract (1867) * * * or interfere with the holdings of the Delawares under the same until their rights * * * are determined by the courts in their suit now pending."

There was nothing in the situation demanding that the 157,600 acres should first be segregated and a schedule thereof made a part of the record in that case in order that the judgment might be effective. In the very nature of the case the judgment can operate with equal certainty and with equal justice on these segregated lands, whether such segregation occurs before or after such judgment is rendered. The only possible way to defeat this would be through an actual and conflicting allotment of the remaining lands (such as was partially effected in this case) before the segregation has been regularly and finally completed.

Congress has wisely provided against such contingency—

"1. By providing in effect that the segregation to be made by the Commission is to be made under the direction of the Secretary of the Interior, which in effect means subject to his approval.

"2. That no allotment of the remaining lands can be legally made until there is first segregated and set apart therefrom the 157,600 acres for the Delawares in manner and form required by the statutes."

It therefore follows that as no allotment can be made until the segregation is finally and correctly completed, and as such segregation will not be so completed until all necessary amendments and corrections thereof have been made and finally approved, that the rights of both parties to the contracts of 1867 and the holdings of the Delawares thereunder, as the same may be finally determined by the court, are amply safeguarded, and that the judgment of the court, which is to determine the rights of the Delawares in and to the lands and funds of the Cherokee Nation generally, and not the title to specific lands and allotments, will operate with equal effect upon the 157,600 acres, whether the same be segregated before or after the rendition of such judgment by the Supreme Court of the United States.

"It is not * * * the mere fact that a public officer is attempting to exercise a void authority which induces a court of equity to restrain him, but that, notwithstanding he is a public officer, he is about by such exercise to do an act which brings the case within its peculiar jurisdiction." (Eaton on Equity, p. 604.)

So, in this case, there is nothing in the light of the sworn answer of the Secretary of the Interior and accompanying affidavits and exhibits filed herein to warrant the relief prayed for, either on the ground of irreparable injury to the rights of the complainants, the avoidance of a multiplicity of actions or proceedings to correct alleged

wrongs, or upon any other ground set up in the bill or falling within any one of the acknowledged heads of equity.

In view of the opinion thus announced by the court, the injunction prayed for in this case is denied and the temporary restraining order discharged.

No. 85.

In the Supreme Court of the District of Columbia. George Bullette et al., *v.* Ethan Allen Hitchcock, Secretary of the Interior, et al. No. 23991. Equity docket 53.

This cause coming on to be heard upon bill of complaint and exhibits, the answer of the defendant, Ethan Allen Hitchcock, Secretary of the Interior, and affidavits, the amended bill of complaint, and exhibits, and the answer of said defendant Hitchcock thereto and exhibits, and being argued by counsel, it is, by the court, this 6th day of October, A. D. 1903, adjudged, ordered, and decreed that the preliminary injunction prayed for in said bill be, and it is hereby, denied, and that the temporary injunction heretofore granted in this cause be, and it is hereby, discharged.

THOS. H. ANDERSON,
Justice.

True copy.
Test:

J. R. YOUNG, *Clerk*,
By F. E. CUNNINGHAM,
Assistant Clerk.

No. 86.

[Telegram.]

WASHINGTON, September 28, 1903.

BIXBY, *Chairman, Muscogee, Ind. T.*:

Judge Anderson, supreme court District Columbia, in equity No. 23991, Bulette et al. *v.* Hitchcock et al., refused injunction and discharged temporary restraining order this morning.

THOS. RYAN, *Acting Secretary.*

No. 87.

DEPARTMENT OF THE INTERIOR,
Washington, October 9, 1903.

COMMISSION TO THE FIVE CIVILIZED TRIBES,
Muscogee, Ind. T.

GENTLEMEN: There is inclosed herewith for your information copy of opinion of Mr. Justice Anderson, in the case of George Bullette et al. *v.* Ethan Allen Hitchcock, Secretary of the Interior et al., No. 23991.

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 88.

JUNE 6, 1903.

THE PRESIDENT:

The Delaware Indians in the Cherokee Nation in the Indian Territory have been for many years in peaceful possession of certain lands in said Territory, on which they have established homes and have made improvements that have cost them in the aggregate several hundred thousand dollars.

Their right to undisturbed occupancy, while judicial proceedings presently to be explained are pending in respect of their titles, is guaranteed by treaty provisions and by the laws of the United States, yet their right is now being questioned, their occupancy attacked, their property trespassed upon and threatened with injury and destruction in a manner so unwarranted, so extraordinary, and so disastrous, that

I feel it to be my duty to bring the matter to your attention, and to ask you to protect my people from the irreparable losses that are threatened.

I premise by saying that I ask for nothing more than that the lands to which I refer shall be protected from trespassers and preserved in their lawful condition in the way and for the time prescribed by the statutes to which I shall refer.

In 1867 the Delaware Indians bought of the Cherokees 157,600 acres of the lands of the Cherokees in the Indian Territory, for which they paid in cash \$157,600. The Delawares selected and entered upon the lands so purchased, and made homesteads and improvements, and contended that under the terms of their purchase the lands, to the extent of 157,600 acres, should be set apart to them and that they should be given title thereto; but the Cherokees soon afterwards contended that the Delawares had purchased nothing more than the right to live on the lands.

In order to settle this dispute Congress, in the act approved June 28, 1898, entitled "An act for the protection of the people of the Indian Territory, and for other purposes," by section 25 thereof provided that, before any allotment should be made of lands in the Cherokee Nation, there should be segregated by the Commission to the Five Civilized Tribes the 157,600 acres purchased of the Cherokees by the Delawares, subject to judicial determination of the rights thereto of the Delawares and Cherokees, and provided also for the institution of a suit in the Court of Claims to determine the questions at issue in respect of the meaning of the contract between the Delawares and Cherokees.

The suit so authorized was duly begun in the Court of Claims, and was on appeal taken to the Supreme Court of the United States, where it is now pending on appeal.

The lands were not then segregated, as provided for by the act, but Congress made further provision for their segregation, and by the twenty-third section of the act of July 1, 1902, directed that all Delaware Indians who are members of the Cherokee Nation should take lands as their rights should be determined by the judgment of the Court of Claims or the Supreme Court, in the suit already instituted by the Delawares against the Cherokees, and that the Commission to the Five Civilized Tribes should segregate 157,600 acres of land, including the lands which had been selected and occupied by the Delawares under their agreement with the Cherokees, subject to disposition according to such judgment as may be rendered in said cause.

By the same section it is expressly provided that—

"Nothing in this act shall in any manner impair the rights of either party to said contract as the same may be finally decided by the court, or shall interfere with the holdings of the Delawares under their contract with the Cherokees of April 8, 1867, until their rights under said contract are determined by the courts in their suit now pending against the Cherokees."

Notwithstanding the plain provisions of the acts of Congress referred to, notwithstanding the fact that the suit mentioned is still pending and undetermined, and notwithstanding the injustice and injury that must certainly follow the disregard and disobedience of said laws, the Commission to the Five Civilized Tribes, under the direction or with the approval of the Secretary of the Interior, has received and allowed to be filed with the Commission applications by Cherokee Indians for and entries of lands so segregated as above stated, and selected and occupied by Delaware Indians, and has given notice to the Delawares occupying lands which they have selected to appear and contest said entries, although it is plain that the Delaware Indians can make no contest and can have no title in severalty to the lands so occupied by them until after the determination of said suit.

The Commission has also permitted trespassers, under color of applications and entries made by them and permitted to be filed, to go upon lands so occupied by Delaware Indians and to commit waste, to injure and tear down fences, and cut trees.

The dangers resulting from the allowance of entries to be made now as stated, and the requirement of the Delaware Indians to appear and make contest to protect their titles and rights of occupancy, are made conspicuous by the fact that the Delawares have now no titles, and that the act of Congress last referred to confines all right of contest to the period of nine months from the date of filing or making application. The title of the trespassers would or might be confirmed, and the Delawares have no opportunity to make defense.

On behalf of my people I have protested without avail to the Commission and to the Secretary of the Interior against what seems to me to be a gross violation of law, and I am daily in receipt of letters and telegrams from Delaware Indians asking that something be done to put a stop to trespasses, the perplexities and serious embarrassments in which they are being involved.

After consultation with my counsel, Messrs. Walter S. Logan, Nathaniel Wilson, and George S. Chase, a bill in equity was filed in the supreme court of the District of Columbia against the Secretary of the Interior and the Commission to the Five

Civilized Tribes, setting forth at length the facts and considerations which are here stated in substance, and, on application, a preliminary restraining order was issued, without hesitation, by the judge holding the said court, returnable on the 19th instant.

I aver on behalf of my people that they and I are greatly averse to being placed in a position of antagonism toward the Secretary of the Interior and the Commission to the Five Civilized Tribes, and that they can ill afford the expense and trouble of further litigation.

In the hope and in the firm belief that you will see that the laws I have referred to are faithfully observed and executed for the protection of the small and helpless band of Indians in whose behalf I write, I remain,

Very respectfully, yours,

RICHARD C. ADAMS.

No. 89.

WASHINGTON, D. C., *June 8, 1903.*

THE SECRETARY OF THE INTERIOR.

SIR: In compliance with your verbal request made this day for certain memoranda relative to the statements contained in the letter of R. C. Adams dated June 6, 1903, addressed to the President and referring to the lands claimed by the Delaware Indians in the Cherokee Nation, Ind. T., I have the honor to respectfully submit the following:

The Commission to the Five Civilized Tribes is directed to cause to be segregated for the benefit of the Delawares 157,600 acres of land of the Cherokee Nation by section 22 of the act of Congress of July 1, 1902 (32 Stat. L., 716), pending the determination of the suit of the Delawares *v.* The Cherokee Nation.

Section 22 of said act is as follows:

"All Delaware Indians who are members of the Cherokee Nation shall take lands and share in the funds of the tribe, as their rights may be determined by the judgment of the Court of Claims, or by the Supreme Court if appealed, in the suit instituted therein by the Delawares against the Cherokee Nation, and now pending; but if said suit be not determined before said Commission is ready to begin the allotment of land of the tribe as herein provided, the Commission shall cause to be segregated one hundred and fifty-seven thousand six hundred acres of land, including the lands which have been selected and occupied by Delawares in conformity to the provisions of their agreement with the Cherokees dated April eighth, eighteen hundred and sixty-seven, such lands to remain, subject to disposition according to such judgment as may be rendered in said cause; and said Commission shall thereupon proceed to the allotment of the remaining lands of the tribe as aforesaid. Said Commission shall, when final judgment is rendered, allot lands to such Delawares in conformity to the terms of the judgment and their individual rights thereunder. Nothing in this Act shall in any manner impair the rights of either party to said contract as the same may be finally determined by the court, or shall interfere with the holdings of the Delawares under their contract with the Cherokees on April eighth, eighteen hundred and sixty-seven, until their rights under said contract are determined by the courts in their suit now pending against the Cherokees; and said suit shall be advanced on the dockets of said courts and determined at the earliest time practicable."

On December 16, 1902, there was filed with the Commission by R. C. Adams, representing the Delawares, an amended schedule of lands selected by the Delaware Indians in the Cherokee Nation, and said schedule contained the stipulation of counsel as follows:

"In pursuance of leave reserved and granted by the court upon the final hearing of this case, it is hereby stipulated and agreed that the record herein be amended by substituting in place of the incorrect descriptions given in the record herein of the 157,600 acres selected and claimed by the Delawares the annexed descriptions which, upon careful examination, have been found correct.

"And it is further stipulated and agreed that the court may, in its decision and final judgment herein, use the annexed correct description in the place of the incorrect descriptions contained in said record, provided, however, such substituted descriptions do not interfere with the lawful rights or claims of other Cherokee citizens.

"WALTER S. LOGAN, *Attorney for Petitioners.*

"WILLIAM T. HUTCHINS, *Attorney for Respondent.*

"WASHINGTON, D. C., *December 10, 1902.*"

Pursuant to the requirements of the law, the Commission on December 17, 1902, adopted the following resolution:

"Be it resolved by the Commission, That the acting chairman cause to be set aside and segregated 157,600 acres of land in the Cherokee Nation, in accordance with the provisions of section 23 of the act of Congress approved July 1, 1902 (Public—No. 241),

subject to disposition according to such judgment as may be rendered in the case of The Delaware Indians *v.* The Cherokee Nation now pending in the United States Court of Claims, and as shown by the description of said land in the stipulation of counsel for parties in said case, dated at Washington, D. C., December 10, 1902."

The acting chairman in proceeding to carry said resolution into effect, discovered numerous errors and discrepancies, and on January 5, 1903, the attention of counsel representing petitioners and respondent was called to the existing state of affairs, and on January 23, 1903, the Commission received from R. C. Adams, claiming to represent the Delaware Indians at Washington, a certified copy of a "second amended schedule of lands selected by the Delawares as per stipulation of counsel."

A comparison of the errors and discrepancies reported by counsel to the Commission, with the corrections made in the second amended schedule, shows that the discrepancies which counsel failed to correct have reference to lands reported by the Indian inspector for Indian Territory to have been reserved by the Secretary of the Interior for town sites.

The Commission had reported that said schedule of Delaware lands embraced certain lands within the limits of the town sites of Bartlesville, Lenepah, and Salisaw. Referring to said report, Mr. Adams takes exception to the action of the Department, and in his letter states:

"On page 14 we take exception to the town of Bartlesville intruding on Delaware lands. * * * On page 54, which you claim that part of the selection belongs to the town of Lenepah, we do not concede this for the same reason as above—that is, we have made the selections before the town was surveyed. * * * And on pages 73 and 74 we contend that our rights to this land are older and better than the rights of the town of Salisaw."

Immediately upon the opening of the Cherokee land office at Vinita, Ind. T., on January 4, 1903, certain Cherokee citizens made application for allotment of land embraced wholly or in part within the lands segregated for the Delawares. From time to time, as opportunity offered, numerous other Cherokee citizens have likewise applied for lands within the Delaware segregation. These Cherokee citizens claim in almost every instance to have their homes upon these lands, to have been in possession for many years, and to own valuable improvements on the same. They furthermore state that no Delaware citizen has ever occupied these lands or owned any improvements thereon.

With a view to protecting the rights of all the citizens of the Cherokee Nation, the Commission has accepted applications from those Cherokees who claimed rights to these lands by reason of possession and occupancy, reserving final action pending determination of the suit referred to. In no sense can these applications be considered as allotments. They may be construed rather as in the nature of the notice to the Department of adverse claims to the particular tract of land involved. Mr. Adams has been repeatedly assured that the Commission did not consider these applications as final allotments, and that no allotment certificates would be issued in such cases prior to final determination of all matters in controversy.

But notwithstanding the stipulation of counsel that the substituted descriptions are not to interfere with the lawful rights of other Cherokee citizens, and of the equities in the premises, Mr. Adams takes the position that if the final decision of the courts is favorable to the Delawares, the specific 157,600 acres will vest absolutely in the Delawares. Can any position be more untenable? May it seriously be contemplated that the Department or the courts will take lands from certain Cherokee citizens to which they possess lawful right and hand them over to other citizens without giving the former an opportunity to have their day in court or to even file a notice of their claims?

Numerous Delaware citizens have presented themselves at the land office and requested to be permitted to make a final selection of the lands containing their improvements and upon which they reside, claiming that their lands are not included within the Delaware segregation, and the statement has been repeatedly made that the Delaware business committee refused to schedule for segregation the lands of any Delaware who failed to pay his pro rata share of the fee which the committee demanded. I am informed that the Delaware Indians, whose rights are thus unprotected, are generally in moderate circumstances, and the improvements upon the lands occupied by them, in most instances, represent the work of a lifetime.

It is evident, however, that while a considerable quantity of land claimed and occupied by Delawares has not been included in the schedule and made a part of the record, an amount of the public domain of the Cherokee Nation sufficient to bring the total segregation up to 157,600 acres has been included therein. Is it not, therefore, quite possible that in numerous instances the lands rightfully belonging to other citizens of the Cherokee Nation have been embraced within the Delaware segregation?

Under all the circumstances it is believed by the Commission, as heretofore stated in another communication, that the lands embraced in the several schedules and made a part of the record have not been selected with due regard for the best interests of the Delawares generally or the other citizens of the Cherokee Nation, and that all reasonable precaution should be taken to prevent the possibility of action by the Department or the courts that might be prejudicial to the right of any Cherokee citizen to select his home and cultivated fields in the final allotment of the lands of the Cherokee Nation.

Respectfully,

TAMM BIXBY, *Chairman*.

No. 90.

DEPARTMENT OF THE INTERIOR, OFFICE OF INDIAN AFFAIRS,

Washington, June 18, 1903.

THE SECRETARY OF THE INTERIOR.

SIR: I have the honor to submit herewith report of the Commission to the Five Civilized Tribes of the work done under its supervision for the month of May, 1903, which report I recommend be approved.

Permit me also to report that there are the following citizenship cases now pending in this Office:

Mississippi Choctaw	115	Chickasaw	3
Choctaw by blood	31	Creek	4
Cherokee	66	Creek Freedmen	1

Very respectfully,

W. A. JONES, *Commissioner*.

No. 91.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES,

Muskogee, Ind. T., June 9, 1903.

THE SECRETARY OF THE INTERIOR.

SIR: I have the honor to transmit herewith a report of the operations of the Commission during the month of May. The report is in duplicate, one copy for the Office of the Commissioner of Indian Affairs, and one for your Office, as required by the Department.

Attention is called to the fact that, owing to the absence of Commissioner Needles on leave of absence, and the absence of Chairman Bixby at Washington, this report is at present signed only by Commissioner Stanley and myself. It is considered possible that Mr. Bixby can concur in the report at Washington, and he is currently advised of its being forwarded. In any event, it is deemed more in consonance with the Department's wishes to send the report, even in its partial form, than to delay any account beyond the period of receipt known to be desired by the Department.

Also attention is called to the inability at this time of embracing in the report a statement of the land contest work for the month of May. The records of this division are of such a character that, on account of the enforced suspension of work on the 3d instant, the clerk in charge of the docket is unable to make up a summary until July 1, when the records at various offices will be accessible and the various clerks will return to work.

Submitting the foregoing, I am,

Respectfully,

C. R. BRECKINRIDGE,
Commissioner in Charge.

No. 92.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES,

Muskogee, Ind. T., June 9, 1903.

THE SECRETARY OF THE INTERIOR.

SIR: We have the honor to submit herewith the following statement of the work of the Commission to the Five Civilized Tribes for the month of May, 1903.

* * * * *

CHEROKEE ALLOTMENT DIVISION.

Approximately 1,500 tickets of admission to the Cherokee land office were issued, making a total of 8,500 tickets issued to date. Of this number, approximately 3,500 tickets have been presented at the land office.

Five hundred and forty citizenship certificates embracing 1,156 applicants and 220 reservation certificates, embracing 349 applicants, were issued during the month.

Applications for 1,822 allotments and homesteads were received during the month. Of this number 1,269 were approved. The approval of 402 was withheld because the enrollment of the applicants as citizens of the Cherokee Nation had not been finally approved by the Secretary of the Interior; 113 because the land applied for had already been allotted, and 38 because the land applied for was embraced in the 157,600 acres of land which the Commission caused to be segregated to the Delaware Indians.

During the month there were allotted to the citizens of the Cherokee Nation 130,264.52 acres of land, valued at \$412,235.95.

* * * * *

Respectfully submitted.

Chairman.
Commissioner.
C. R. BRECKINRIDGE, *Commissioner*.
W. E. STANLEY, *Commissioner*.

(Through the Commissioner of Indian Affairs.)

No. 93.

DEPARTMENT OF THE INTERIOR,
Washington, June 22, 1903.

THE COMMISSION TO THE FIVE CIVILIZED TRIBES.

GENTLEMEN: The Department is in receipt of Commissioner Breckinridge's communication of the 9th instant, transmitting therewith "report of the operations of the Commission during the month of May," 1903. Said report is approved and there is inclosed herewith copy of the letter of transmittal of the Commissioner of Indian Affairs, recommending its approval and reporting the number of citizenship cases now pending in his office.

Respectfully,

E. A. HITCHCOCK, *Secretary*.

No. 94.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
Washington, July 20, 1903.

THE SECRETARY OF THE INTERIOR.

SIR: I have the honor to transmit herewith a report from Inspector Wright dated July 9, 1903, transmitting a report from Agent Shoenfelt dated May 25, 1903, forwarding a communication from Richard C. Adams dated May 14, 1903, inclosing a copy of a resolution passed by the Delaware council on May 12, 1903, asking that the Delaware citizens be placed in the possession of lands set aside for them in the Cherokee Nation.

The inspector invites attention to section 21 of the Cherokee agreement, and states that he does not understand that the Delaware lands have been allotted, and that action can not therefore be taken by the Indian agent under the provisions of section 21 of the agreement.

He further states that if the lands referred to have been finally segregated for the Delaware Indians, and if the same will be allotted to them regardless of the outcome of the pending suit, it would seem that the Delaware Indians should be placed in the possession of their land, and he submits the matter for consideration with recommendation that the Indian agent be instructed to remove objectionable persons from the lands mentioned, if the Department shall consider it proper to issue such instructions. The matter relating to the segregation of Delaware lands is now pending before the supreme court of the District of Columbia, and the Office is not advised

whether the Department holds that the Delaware lands has or has not been segregated, neither does the Office understand that allotment certificates have been issued by the Commission for any of the Delaware lands covering the alleged segregation, and the Indian agent it seems under the law is without authority to place a citizen in possession of lands until such time as the allotment certificate shall have been issued.

Very respectfully,

W. A. JONES, *Commissioner*.

No. 95.

DEPARTMENT OF THE INTERIOR,
Muskogee, Ind. T., July 9, 1903.

THE SECRETARY OF THE INTERIOR.

SIR: I have the honor to transmit herewith a communication from the United States Indian agent at Union Agency, dated May 25, 1903, with which he submits a communication from Mr. Richard C. Adams, inclosing a copy of a resolution passed by the Delaware Indians in council assembled at Dewey, Ind. T., on May 12 last, in which request is made for the removal of all persons other than Delaware Indians, or descendants of such Indians, from the lands segregated for the use of Delawares in the Cherokee Nation.

Section 21 of the act of July 1, 1902 (32 Stat. L., 716), provides:

"Allotment certificates issued by the Dawes Commission shall be conclusive evidence of the right of an allottee to the tract of land described therein, and the United States Indian agent for the Union Agency shall, under the direction of the Secretary of the Interior, upon the application of the allottee, place him in possession of his allotment, and shall remove therefrom all persons objectionable to him, and the acts of the Indian agent hereunder shall not be controlled by the writ or process of any court."

It is not understood, however, that the Delaware lands have in any sense been allotted, and therefore action could not be taken by the Indian agent under the provisions of the section above quoted, but if these lands have been finally segregated for the Delaware Indians, and will eventually be allotted to them, notwithstanding the outcome of the suit which is pending, it would appear that the Delawares should be placed in possession of their land, and I therefore respectfully submit the matter for the consideration of the Department, with the recommendation that if it is considered proper and there is authority for such action, the United States Indian agent be instructed to remove objectionable persons from these lands.

Very respectfully, your obedient servant,

J. GEO. WRIGHT,
United States Indian Inspector for Indian Territory.

No. 96.

DEPARTMENT OF THE INTERIOR,
UNITED STATES INDIAN SERVICE,
Union Agency, Muskogee, Ind. T., May 25, 1903.

HON. J. W. ZEVELY,
Acting United States Indian Inspector.

SIR: There is respectfully inclosed herewith a letter, dated the 14th instant, from Mr. Richard C. Adams, inclosing a copy of a resolution passed by the Delaware Indians on May 12, 1903, asking that they be placed in possession of land which has been set aside to them in the Cherokee Nation.

In as much as this land has not been allotted and no certificates issued, I transmit the papers with the request that the Department be asked for instructions in the matter.

Very respectfully,

J. BLAIR SHOENFELT,
United States Indian Agent.

No. 97.

KANSAS CITY, Mo., May 14, 1903.

HON. JAMES BLAIR SCHOENFELT,
United States Indian Agent, Muscogee, Ind. T.

DEAR SIR: Inclosed you will find resolutions passed by the Delaware Indians in council assembled at Dewey, Ind. T., on the 12th day of May, 1903.

The Delaware Indians believe that they have a right to claim your protection against other persons infringing or intruding on the lands segregated under authority of the act of Congress approved July 1, 1902, and ratified by the Cherokees August 7, 1902, that said lands were segregated for the special benefit of the Delaware Indians and were ordered to so remain, and that the act of Congress above referred to did, by section 23, guarantee to the Delaware Indians the right to occupy said lands unmolested by any source whatsoever.

Trusting that you will take steps to protect the interests of the Delawares, I am,
 Sincerely, yours,

RICHARD C. ADAMS.

Address reply to my office address, Bond Building, Washington, D. C.

Whereas under the treaty of July 1, 1866, between the United States and the Delaware Indians the United States agreed to acquire and to convey to the Delawares a tract of land which should be equal to 160 acres "for each man, woman, and child who shall remove to said country," which said lands were subsequently so purchased and paid for by the Delawares at a price thereafter agreed on; and

Whereas by the fifth article of said treaty of 1866 it was provided that "the United States guarantee to the said Delawares peaceable possession of their new homes herein provided to be selected for them in the Indian country and protection from hostile Indians and internal strife and civil war," etc.; and

Whereas under the provisions of section 23 of the act of Congress entitled "An act to provide for the allotment of the lands of the Cherokee Nation," etc., approved July 1, 1902, it was provided that in case the suit of the Delawares against the Cherokee Nation should not be determined by the time the Commission to the Five Civilized Tribes should be ready to begin the allotment of lands in the Cherokee Nation, that in that case said Commission should "cause to be segregated 157,600 acres of land, including lands which have been selected and occupied by Delawares," etc.; and

Whereas said suit of the Delaware Indians against the Cherokee Nation is still pending and undetermined in the Supreme Court of the United States; and

Whereas the Commission to the Five Civilized Tribes has heretofore segregated the 157,600 acres of land above referred to, which has been designated upon maps duly filed with said Commission, in conformity with the direction and wishes of the Delawares; and

Whereas under section 21 of the act of July 1, 1902, above referred to, upon application of the beneficiaries, under the direction of the Secretary of the Interior, the United States Indian agent for the Union Agency is required to place the Indians in possession of their lands and to remove therefrom all persons objectionable to them; and

Whereas, notwithstanding the guarantees of the United States hereinbefore recited, and notwithstanding the fact that the lands purchased by the Delawares have been segregated and set aside as in the act of July 1, 1902, directed, numerous persons not Delawares by blood or descendants of Delaware Indians, and not having authority from said Indians, have taken possession of certain portions of the lands so segregated and are attempting to hold the same against the wishes of the Delaware Indians: Therefore be it

Resolved by the Delaware Indians in general council assembled, That the Secretary of the Interior and the United States Indian agent for the Union Agency are hereby requested to immediately remove from the lands segregated for the use of the Delawares all persons who are not Delaware Indians or descendants of Delaware Indians, or who are not occupying or holding said lands under the authority of Delaware Indians or descendants of Delaware Indians, and place such lands in possession of the Delaware Indians claiming the same, in compliance with the treaties and acts of Congress hereinbefore mentioned, and in justice to the rights of the Delaware Indians.

Adopted May 12, 1903.

STEPHEN A. MILLER, *Chairman.*
 EDWARD D. YOUNG, *Secretary.*

No. 98.

WASHINGTON, D. C., *July 18, 1903.*

HON. THOMAS RYAN,

First Assistant Secretary Interior, Washington, D. C.

MY DEAR SIR: In the case of Bullette and others against the Dawes Commission and the Secretary, the preliminary injunction restrains the Dawes Commission during the pendency of the suit "from entering or receiving any applications for allotment of said segregated lands, from entertaining or considering any contests in relation to such application, from holding or determining that the statute of limitations referred to in subdivision, 3 has any application to any Delaware Indian by virtue of any application heretofore filed, or from taking any steps looking to or preliminary to the allotment of said segregated lands, or from committing any of the illegal acts set forth in the bill of complaint."

We were informed immediately after the reopening of the land office at Tahlequah that the Dawes Commission had, in violation of the above restraining order, proceeded to receive filings from Cherokees upon lands within the segregated limits, and that they were placing such applications on file just as they had previously done. We immediately telegraphed to Mr. T. B. Woodward, an attorney at Dewey, Ind. T., directing him to proceed to Tahlequah and ascertain the facts. We also wired Mr. K. S. Murchison, an attorney at Tahlequah, to ascertain the facts and report to us by wire, and also to make an affidavit as to the present situation. We also communicated with a representative of the Indian Rights Association, whom we understood to be in the Territory, for such information as he might possess concerning this matter. We received from Mr. Murchison the following telegram:

"TAHLEQUAH, IND. T., *July 14, 1903.*

"RICHARD C. ADAMS,

"Bond Building, Washington:

"Thirteen applications have been made during July.

"K. S. MURCHISON."

Also the following:

"TAHLEQUAH, *July 15, 1903.*

"RICHARD C. ADAMS,

"Bond Building, Washington:

"When Cherokee applicants claim improvements on land, permitted to file subject to suit.

"K. S. MURCHISON."

On the 18th we received a telegram from Mr. Woodward, as follows:

"DEWEY, IND. T., *July 18, 1903.*

"RICHARD C. ADAMS,

"Bond Building, Washington:

"Have been to Tahlequah. Cherokees filing on any Delaware lands. Registered Delawares can't file.

"T. B. WOODWARD."

We also received, on yesterday evening (18th), a note from Mr. Brosius, in response to our inquiry, dated at Vinita, July 15, in which he says:

"I notice the latest order of the D. Commission, as to filing on Delaware segregated lands, if not occupied by Delawares.

"S. M. BROSIUS."

On the 17th of July, Mr. R. C. Adams received a notification from the Dawes Commission, signed by C. R. Breckinridge, commissioner in charge of the Cherokee land office, notifying Mr. Adams that certain lands therein described, near Fort Gibson, and within the Cherokee segregation, were filed upon, on May 25, by one James S. Fuller, and notifying Adams as follows:

"You are, therefore, hereby notified that you may appear at the Cherokee land office at any time within nine months after May 26th, 1903, and make application for the above-described tract of land, or any part thereof, claimed by you, and file contest therefor if you so desire.

"Respectfully,

C. R. BRECKINRIDGE,

"Commissioner in charge of Cherokee Land Office."

NOTE.—The land last-above described is not only a part of Delaware segregation, but is claimed by Mr. Adams as his selection, the improvements thereon having been purchased by him from this same James S. Fuller, to whom he paid \$1,000 in cash, the deed being on file in the register's office in the Cherokee Nation in accordance with the Cherokee law, all of which facts are well known to the Dawes Commission. While the filing was made before the restraining order was issued, this notice was served afterwards, showing that the Commission is going right along as if no order had been passed.

I will gladly hand you the originals of all the above for examination if you desire them. I have not attached them, because I desire to call the attention of Judge Anderson to them, and after doing so, will hand them to you if you wish.

You will note that every one of the acts above complained of are the very acts which are specifically mentioned and described in the restraining order, and which is now in full force.

We are expecting fuller and more detailed information every hour, and as soon as it arrives I will take pleasure in putting you in possession of it.

Respectfully,

GEO. S. CHASE.

No. 99.

[Telegram.]

DEPARTMENT OF THE INTERIOR,
Washington, July 21, 1903.

TAMS BIXBY,

Chairman Dawes Commission, Muscogee, Ind. T.:

The Department is informed that the Commission is not obeying restraining order in Bullette et al. against Secretary Hitchcock and Dawes Commission. The Commission must suspend all action on applications for Cherokee allotments received prior to the suit and must not receive or act upon later applications until so directed. Report facts.

THOS. RYAN, *Acting Secretary.*

No. 100.

[Telegram.]

MUSCOGEE, IND. T., July 22, 1903.

THE SECRETARY OF THE INTERIOR,
Washington, D. C.

Telegram of Assistant Secretary Ryan, 21st, refers to restricting order against Secretary Hitchcock and Dawes Commission. The Commission has no notice or information whatever of this order, and would suggest that copy of same be furnished. Commission understand that under said order it should not even receive applications and suspend action thereon until further direction.

NEEDLES,
Commissioner in Charge.

No. 101.

[Telegram.]

MUSCOGEE, IND. T., July 22, 1903.

HON. THOS. RYAN,

Assistant Secretary of the Interior, Washington, D. C.

Replying to your telegram of 21st, at a meeting of the Commission held June 30, the following resolution was adopted:

"Whereas many citizens of the Cherokee Nation not of Delaware blood claim that there is included in the Delaware segregation lands not held by Delawares but held by Cherokees not of Delaware blood, and whereas it is necessary to secure and present all evidence of such facts, be it therefore

"Resolved, That Cherokee citizens not of Delaware blood occupying lands embraced in the Delaware segregation shall be permitted to make application for such lands, and

any claimants may institute contest proceedings for the same, provided that all such applications and contest shall be held suspended pending the determination of the rights of claimants to such lands, as provided in the Cherokee agreement approved July 1, 1902."

This resolution is being strictly complied with; claimants are allowed to make application, but no action has been or will be taken upon the same until after decision of the suit, object being to protect rights of the applicants under the stipulation filed in the suit.

NEEDLES,
Commissioner in Charge.

No. 102.

[Telegram.]

JULY 22, 1903.

TAMS BIXBY,

Chairman Dawes Commission, Muscogee, Ind. T.

Telegram of 22d at hand. Repeating instructions of yesterday, the Commission is further instructed to receive no applications for Cherokee allotments under the resolutions adopted by the Commission June 30.

THOS. RYAN, *Acting Secretary.*

No. 103.

DEPARTMENT OF THE INTERIOR,
Washington, July 22, 1903.

The COMMISSION TO THE FIVE CIVILIZED TRIBES,

Muscogee, Ind. T.

GENTLEMEN: The Department is in receipt of your telegram dated the 22d instant, stating:

"Telegram of Assistant Secretary Ryan, 21st, refers to restraining order against Secretary Hitchcock and Dawes Commission. The Commission has no notice or information whatever of this order, and would suggest that copy of same be furnished. Commission understand that under said order it should not even receive applications, and suspend action thereon until further direction."

The restraining order referred to was issued by the supreme court of the District of Columbia in the case of George Bullette et al. v. The Secretary of the Interior and the Commission to the Five Civilized Tribes, and at the time the suit was begun the subpoena was served upon the Secretary and also upon Chairman Bixby, who was then present in the city, and it was believed that he was in possession of the copy of the subpoena, with the restraining order indorsed thereon, as well as a copy of the bill of complaint.

Herewith is inclosed a copy of the bill of complaint, which terminates with certain prayers for relief in the form of restraining orders that may be found on pages 17, 18, and 19 of said bill. The restraining order as indorsed on the subpoena is in the following words:

"The defendants are hereby restrained as prayed in the within-mentioned bill, until further order, to be made, if at all, after a hearing, which is fixed for the 19th day of June, 1903, of which take notice.

"By the court:

"THOS. H. ANDERSON, *Justice.*"

Independently of any strict construction of the restraining order herein, the policy of the Department in such cases is always to suspend all action which will in any way affect the matters complained of, until such time as they may be passed upon by the court wherein the suit is instituted.

It was for this reason that the Department in the telegrams of yesterday and to-day instructed the Commission that it was not even to receive applications for Cherokee allotments pending this litigation.

Very respectfully,

THOS. RYAN,
Acting Secretary.



No. 104.

WASHINGTON, D. C., *August 4, 1903.*

The SECRETARY OF THE INTERIOR,

Washington, D. C.

MY DEAR SIR: We have made numerous efforts to obtain a correct list of the lands within the Delaware segregation which have been filed upon by Cherokee Indians. It seems quite difficult for us to obtain any satisfactory information on this subject, and we therefore have to ask you to furnish us with such a list, either directly from your office or through the Commission to the Five Civilized Tribes. It seems quite impossible for us to keep an intelligent account of this matter without such a list.

I am in receipt of a communication this morning from the Dawes Commission, signed by Mr. Breckenridge, notifying me that on July 15 one William Davis, of Fort Gibson, filed upon land heretofore selected by me, and within the Delaware segregation, and requiring me to appear and contest said application. In order to clear up any claim by this man Davis, I purchased this land some time ago, paying cash therefor, and the deed of relinquishment was duly recorded in the Cherokee land office, as provided in the Cherokee law. It would seem, therefore, that the Dawes Commission has not suspended its operations with reference to the segregated lands, but is continuing to receive applications and to notify Delawares to appear and defend, all in direct violation of the restraining order, and as I was informed by you, through our attorney, Mr. George S. Chase, had been recently prohibited by the order of your Department.

Very respectfully,

RICHARD C. ADAMS.

No. 105.

DEPARTMENT OF THE INTERIOR,

Washington, August 8, 1903.

Mr. RICHARD C. ADAMS,

Bond Building, Washington, D. C.

SIR: The Department is in receipt of your letter of August 4, 1903, stating that you are in receipt of a communication from the Commission to the Five Civilized Tribes, notifying you that on July 15, 1903, William Davis filed upon land heretofore selected by you in the Cherokee Nation and within the "Delaware segregation," and notifying you to appear and contest said application. You state that it appears, therefore, that the Commission has not suspended its operation with reference to the segregated lands, but is continuing to receive applications and notifying Delawares to appear and defend, "all in direct violation of the restraining order."

You are advised that on July 21, 1902, the Department, by telegram, directed the Commission to "suspend all action on applications for Cherokee allotments received prior to the suit and must not receive or act upon latter application until so directed;" that on July 22, 1903, it was advised by wire as follows:

"Repeating instructions of yesterday, the Commission is further instructed to receive no applications for Cherokee allotments under the resolution adopted by the Commission June 30."

The Commission has informed the Department that it understands the instructions. It will, therefore, be governed thereby in the matter of the filing by William Davis.

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 106.

WASHINGTON, D. C., *August 6, 1903.*

The SECRETARY OF THE INTERIOR,

Washington, D. C.

DEAR SIR: I hand you herewith a map showing the lands selected and claimed by the Delaware Indians, which lands have been marked upon the official maps of the Dawes Commission as Delaware segregated lands.

I desire to enter a protest in your office against the approval of any leases in the Cherokee Nation that will in any manner conflict with or infringe upon any of the lands colored red, shown upon the inclosed map, which are the lands known as Delaware segregated lands. I desire that this letter and the map remain on file in your

K A N S A S

C R E E K

**MAP
OF THE
CHEROKEE NATION
SHOWING**

Land selected and in possession of the
DELAWARE INDIANS.

By virtue of an agreement with the
CHEROKEE NATION.

Dated April 8, 1867,
AND A TREATY WITH THE
UNITED STATES.

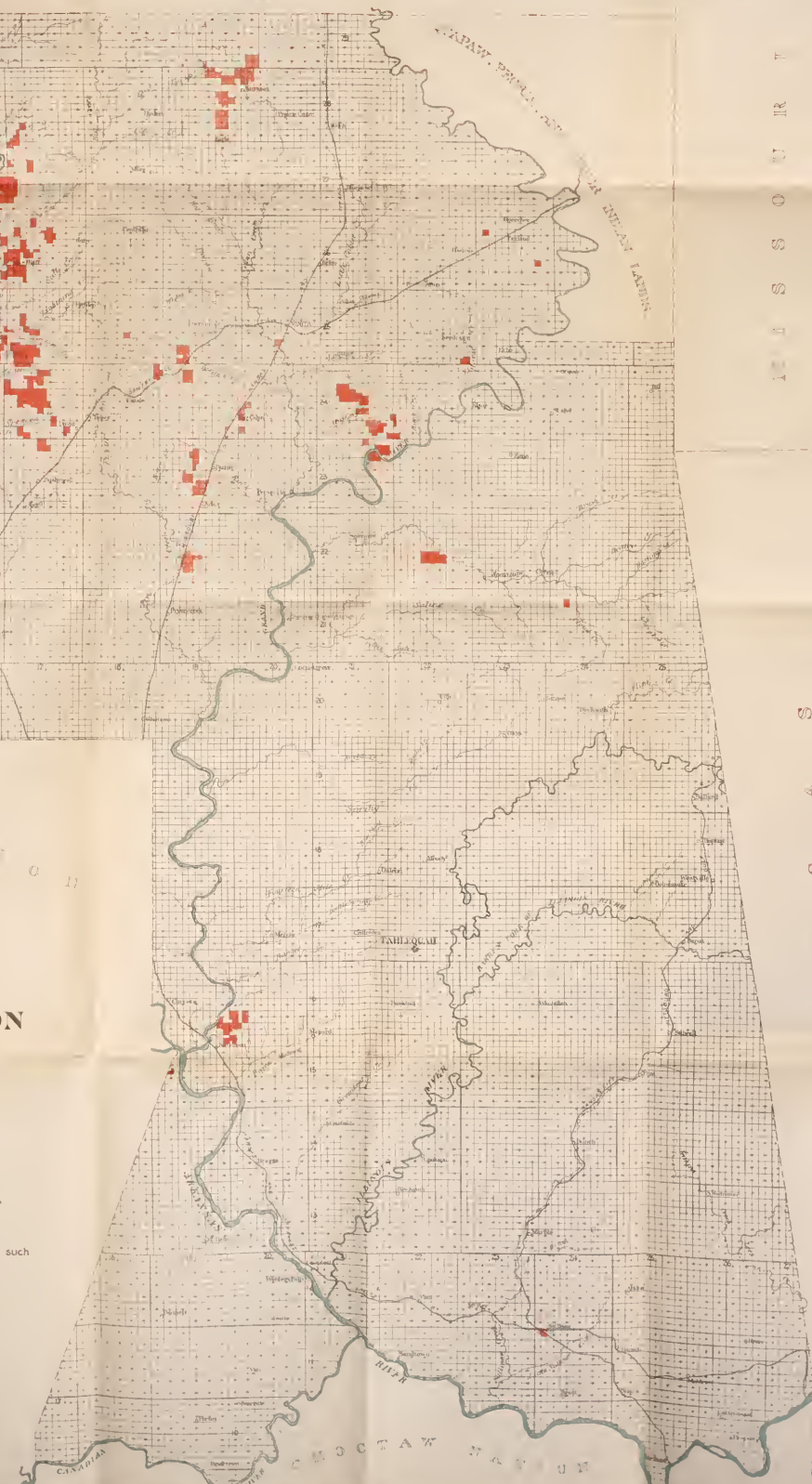
RATIFIED JULY 28, 1866

157,000 ACRES.

Owned as registered Delaware Indians and heirs of such
ALSO

Referred to in Section 23 of the Cherokee
Agreement approved July 1, 1902,
and ratified August 7, 1902

IPBERTHROG
To all hands



office, as I have this day sent similar letters and maps to the Commissioner of Indian Affairs and the United States Indian agent for the files of their respective offices, and I desire now to enter this protest on behalf of myself, as a Delaware Indian, and on the behalf of all the Delaware Indians, as their representative.

Yours, truly,

RICHARD C. ADAMS.

No. 107.

DEPARTMENT OF THE INTERIOR,
Washington, August 13, 1903.

Mr. RICHARD C. ADAMS,
Bond Building, Washington, D. C.

SIR: The Department is in receipt of your letter of August 6, 1903, transmitting a map showing the lands selected and claimed by the Delaware Indians, and stating that you desire to enter your protest against the approval of any lease in the Cherokee Nation involving any of the land shown in red on said map.

Respectfully,

M. W. MILLER,
Assistant Secretary.

No. 108.

DEPARTMENT OF THE INTERIOR, OFFICE OF INDIAN AFFAIRS,
Washington, August 15, 1903.

THE SECRETARY OF THE INTERIOR.

SIR: I have the honor to submit herewith letter of Mary Nairn, of Coodys Bluff, Ind. T., of the 8th instant, saying she desires to know why all of the registered Delaware lands were not segregated as required by the Cherokee agreement ratified August 6, 1902; that there are probably 50 Delawares whose lands are not segregated; that on the contrary half of the land segregated belongs to Cherokee, to the best of her knowledge or belief, or is only nominally held by Delawares, who have no equitable or legal interest in it; that these Delawares, whose lands have not been segregated are at a great disadvantage with other citizens, because they can not file on their land, and other Cherokee citizens are at liberty to file on lands held by these Delawares, and the only redress they have is a contest, which is very expensive, inconvenient, and beyond the means of some of them, but that this has been done in some instances. She also says that the Commission to the Five Civilized Tribes has been asked to right this wrong, but they have so far failed to give any relief.

In my judgment a report from the Commission on this matter is desirable, and I therefore recommend that the letter be submitted to the Commission for report.

Very respectfully,

W. A. JONES, *Commissioner.*

No. 109.

COODYS BLUFF, IND. T., *August 8, 1903.*

THE COMMISSIONER OF INDIAN AFFAIRS.

DEAR SIR: I write to know why all of the registered Delaware lands were not segregated, as required by the United States Cherokee agreement ratified August 6, 1902. There are probably 50 Delawares whose lands are not segregated. On the contrary, half the land that is segregated belongs to Cherokees, to the best of my knowledge and belief, or is nominally held by Delawares who have no equitable or legal interest in it.

Those Delawares whose lands have not been segregated are at a great disadvantage with other citizens. They can not file on their land and other citizens are at liberty to file on their lands, and the only redress we have is a contest which is very expensive, inconvenient, and beyond the means of some of us. This has been done in some instances. We have asked the Dawes Commission to right the wrong, but they have so far failed to give us any relief.

We would be pleased to have a reply to this letter.

Yours, very sincerely,

MARY NAIRN.
JULIA HALL.

(Address Mary Nairn, Coodys Bluff, Ind. T.)

No. 110.

DEPARTMENT OF THE INTERIOR,

Washington, August 24, 1903.

The COMMISSION TO THE FIVE CIVILIZED TRIBES.

GENTLEMEN: The Department is in receipt of a communication from the Commissioner of Indian Affairs, dated August 15, 1903, inclosing a letter from Mary Nairn, of Coody's Bluff, Ind. T., of the 8th instant, addressed to him, in which she states she desires to know why all of the registered Delaware lands were not segregated as required by the Cherokee agreement ratified August 6, 1902; that there are probably 50 Delawares whose lands are not segregated; that on the contrary half of the land segregated belongs to Cherokees, to the best of her knowledge or belief, or is only nominally held by Delawares, who have no equitable or legal interest in it; that these Delawares whose lands have not been segregated are at a great disadvantage with other citizens because they can not file on their land, and other Cherokee citizens are at liberty to file on lands held by these Delawares, and the only redress they have is a contest.

She also states that your Commission has been asked to right the wrong, but so far you have failed to give any relief.

Said letter of Mary Nairn is transmitted herewith, and, as recommended by the Commissioner, you are requested to make report to the Department concerning this matter. A copy of the Commissioner's letter is also transmitted.

Respectfully,

M. W. MILLER, *Acting Secretary.*

No. 111.

DEPARTMENT OF THE INTERIOR, OFFICE OF INDIAN AFFAIRS,

Washington, October 1, 1903.

The SECRETARY OF THE INTERIOR.

SIR: I have the honor to submit herewith letter of the Commission to the Five Civilized Tribes of the 5th ultimo, acknowledging receipt of departmental letter of August 24, inclosing a letter from Mary Nairn, of Coody's Bluff, Ind. T., in which she states that she desires to know why all the registered Delaware lands were not segregated as required by the Cherokee agreement ratified August 6, 1902; that there are probably 50 Delawares whose lands are not segregated; that on the contrary half the land segregated belongs to the Cherokee, to the best of her knowledge and belief, or is only nominally held by the Delawares, who have no equitable or legal interest in it; that these Delawares whose lands have not been segregated are at a great disadvantage with other citizens because they can not file on their lands, but other Cherokee citizens are at liberty to file on lands held by these Delawares, and the only redress they have is a contest.

She also states that the Commission has been asked to right the wrong, but so far it has not done so, and the Department requests a report concerning the matter complained of in this letter.

In reply the Commission states that on April 19, 1903, it made a report to the Department concerning this Delaware segregation, and also reported upon a letter which had been received from William Nairn complaining of these same matters, in which report the Commission used the following language:

"In addition to the contention of the Delawares for the lands embraced within the limits of the town sites mentioned, and for land claimed and in the possession of other Cherokee citizens, quite a serious situation with reference to the Delaware segregation has developed in the work of allotment. Not a few Delaware citizens have presented themselves at the land office and asked to be allowed to make a final selection of lands containing their improvements and upon which they reside, claiming that no portion of the lands occupied by them is included within said Delaware segregation.

"The Commission has been informally advised of cases of numerous other Delaware citizens, whose improved lands are not included within said segregation, and the statement has been frequently made that the representatives of the Delaware Indians, or their business committee, refused to schedule for segregation the lands of any Delaware citizen who failed to pay a pro rata share of the fee which said representatives or committee demanded. The Delawares whose property rights are thus unprotected are for the most part in moderate circumstances, and the improvements on the lands occupied by them represent, in most instances, the efforts of a lifetime.

"The extent of the condition of affairs last mentioned is indicated by the correspondence had with William Nairn, of Coodys Bluff, Ind. T., copies of which are hereto attached and marked Exhibit E.

"It is quite evident that while lands occupied by Delaware citizens have not been included in this schedule of lands made a part of the record in the suit of the Delawares, an amount of the public domain of the Cherokee Nation sufficient to bring the total segregation up to 157,600 acres has been included.

"There are also attached hereto and marked Exhibits F and G, copies of reports of the clerk in charge of the Cherokee land office at Vinita, dated February 12, 1902, showing that since the segregation of lands for Delawares by this Commission on December 17, 1902, the Department has fixed the exterior limits of the town sites of North Tulsa and Lawton, in the Cherokee Nation, which embrace, respectively, 20 and 25 acres of land theretofore included in said Delaware segregation.

"Under all circumstances the Commission believes that the lands embraced in the original schedule and in the first and second amended schedules, made a part of the record in the case of the Delawares, have not been selected with a due regard for the interests of either the Delaware citizens generally, or other citizens of the Cherokee Nation, and in so far as town sites are affected, without any intention of conforming to the laws relating to the establishment of such town sites.

"The Commission is in receipt of a communication from Mr. Adams to Hon. M. S. Quay, United States Senator from Pennsylvania, dated April 10, 1903, and referred by Senator Quay to the Commission. A copy of said letter and of Senator Quay's indorsement thereon is hereto attached, marked 'Exhibit H.' In this latest letter Mr. Adams takes the position that the Commission is without jurisdiction to receive applications of Cherokee citizens for lands embraced in the Delaware segregation, notwithstanding the proviso of counsel in the stipulation hereinbefore set forth, providing for the protection of the property rights of other Cherokee citizens.

"The Commission believes that some steps should be taken to guard against the possibility of the Supreme Court rendering a judgment adopting said schedule as the definite and specific tracts of land to which the Delawares are entitled under their claim, and respectfully request that the Department may issue such instructions as it may deem proper in the premises."

Further, the Commission says it is believed that the former report of the Commission fully covered the facts complained of in the letter of Mary Nairn, and that no addition of value can be made to such report at this time.

I do not agree with the Commission in its statement that the former report, from which quotation is made, fully covers the facts complained of in the letter of Mary Nairn. If the lands she occupies, she being a Cherokee citizen of Delaware blood, were not included in the lands segregated for the Delawares she is entitled to protection in her rights to as great an extent as any other citizen of the Cherokee Nation.

On October 20, 1902, in its report relative to certain requests of Walter S. Logan, attorney for the Delawares, in their suit against the Cherokee Nation, the Commission reported as follows:

"The Commission holds that it has no authority under the law to make allotments to Delawares of land not embraced in the segregation required by the agreement; that the allotments to the Cherokees should begin at the earliest possible date; that upon the application of any Delaware citizen there should be reserved from allotment until the final determination of the suit mentioned, such lands not embraced in such segregation, not exceeding an amount equal in value to 110 acres of average allottable land of the Cherokee Nation 'as contain permanent and valuable improvements owned by such Delaware citizen.' The Commission is of the opinion that if the course outlined by it is pursued the rights of the Delawares will be fully protected."

It appears from the complaint of Mary Nairn in this case that the Commission has not pursued the policy which it reported in October, 1902, would be its duty with reference to the Delaware lands. This, of course, was before the so-called segregation of the Delaware lands, but in my judgment in no way altered the duty of the Commission. Mary Nairn, as a citizen of the Cherokee Nation, is entitled to have reserved to her the lands she occupies and has improved, and it should not be possible for any other citizen of the Cherokee Nation to file upon this land and compel her, in order to protect her rights, to institute contest proceedings. It is therefore my opinion that on application of Mary Nairn, or any other Delaware similarly situated, the land occupied by them should be withheld from allotment, with notation on the books of the Commission that it is so held for their protection.

Very respectfully,

W. A. JONES, *Commissioner*.

No. 112.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES,
Muscogee, Ind. T., September 5, 1903.

THE SECRETARY OF THE INTERIOR.

SIR: The Commission is in receipt of departmental letter of August 24, inclosing a letter from Mary Nairn, of Coodys Bluff, Ind. T., in which she states that she desires to know why all the registered Delaware lands were not segregated as required by the Cherokee agreement, ratified August 6, 1902; that there are probably 50 Delawares whose lands are not segregated; that on the contrary, half the lands segregated belongs to the Cherokees to the best of her knowledge and belief, or is only nominally held by Delawares who have no equitable or legal interest in it; that these Delawares whose lands have not been segregated are at a great disadvantage with other citizens because they can not file on their land, and other Cherokee citizens are at liberty to file on lands held by these Delawares, and the only redress they have is a contest. She also states that the Commission has been asked to right the wrong, and so far it has not done so; and the Department requests a report concerning the matters complained of in said letter.

In reply the Department is advised that on April 19, 1903, the Commission made a report to the Department concerning this Delaware segregation, and also reported upon a letter which had been received from William Nairn complaining of these same matters, in which report the Commission used the following language:

"In addition to the contention of the Delawares for the lands embraced within the limits of the town sites mentioned, and for land claimed and in the possession of other Cherokee citizens, quite a serious situation with reference to the Delawares' segregation has developed in the work of allotment. Not a few Delaware citizens have presented themselves at the land office and asked to be allowed to make a final selection of lands containing their improvements and upon which they reside, claiming that no portion of the lands occupied by them is included within said Delaware segregation.

"The Commission has been informally advised of cases of numerous other Delaware citizens whose improved lands are not included within said segregation, and the statement has been frequently made that the representatives of the Delaware Indians, or their business committee, refused to schedule for segregation the lands of any Delaware citizen who failed to pay a pro rata share of the fee which said representatives or committee demanded. The Delawares, whose property rights are thus unprotected, are for the most part in moderate circumstances, and the improvements on the lands occupied by them represent, in most instances, the efforts of a lifetime.

"The extent of the condition of affairs last mentioned is indicated by the correspondence had with William Nairn, of Coodys Bluff, Ind. T., copies of which are hereto attached and marked Exhibit E.

"It is quite evident that while lands occupied by Delaware citizens have not been included in the schedule of lands made a part of the record in the suit of the Delawares an amount of the public domain of the Cherokee Nation sufficient to bring the total segregation up to 157,600 acres has been included.

"There are also attached hereto and marked Exhibits F and G copies of reports of the clerk in charge of the Cherokee land office at Vinita, dated February 12, 1903, showing that since the segregation of lands for Delawares by this Commission on December 17, 1902, the Department has fixed the exterior limits of the townsites of North Tulsa and Lawton in the Cherokee Nation, which embrace respectively 20 and 25 acres of land theretofore included in said Delaware segregation.

"Under all circumstances, the Commission believes that the lands embraced in the original schedule, and in the first and second amended schedules, made a part of the record in the case of the Delawares, have not been selected with a due regard for the interests of either the Delaware citizens generally or other citizens of the Cherokee Nation, and in so far as townsites are affected, without any intention of conforming to the laws relating to the establishment of such townsites.

"The Commission is in receipt of a communication from Mr. Adams to Hon. M. S. Quay, United States Senator from Pennsylvania, dated April 10, 1903, and referred by Senator Quay to the Commission. A copy of said letter and of Senator Quay's indorsement thereon is hereto attached, marked "Exhibit H." In this latest letter Mr. Adams takes the position that the Commission is without jurisdiction to receive applications of Cherokee citizens for lands embraced in the Delaware segregation, notwithstanding the proviso of counsel in the stipulation hereinbefore set forth providing for the protection of the property rights of other Cherokee citizens.

"The Commission believes that some steps should be taken to guard against the possibility of the Supreme Court rendering a judgment adopting said schedule as the definite and specific tracts of land to which the Delawares are entitled under their claim, and respectfully request that the Department may issue such instructions as it may deem proper in the premises."

It is believed that the former report of the Commission fully covers the facts complained of in the letter of Mary Nairn, and that no addition of value can be made to said report at this time.

The letter of Mary Nairn is herewith returned.

Respectfully,

TAMS BIXBY, *Chairman.*

(Through the Commissioner of Indian Affairs.)

No. 113.

DEPARTMENT OF THE INTERIOR,
Washington, October 7, 1903.

MARY NAIRN, *Cody's Bluff, Ind. T.*

MADAM: In reply to your letter of August 8, 1903, to the Commissioner of Indian Affairs, requesting to be informed why all of the registered Delaware lands were not segregated as required by the Cherokee agreement contained in the act of July 1, 1902 (32 Stat., 716), you are advised that on September 5, 1903, the Commission to the Five Civilized Tribes reported in the matter, referring to a former report from the Commission, which it states covers the facts complained of in your letter.

Without entering into any of the statements made by the Commission in its report of September 5, 1903, or the Commissioner of Indian Affairs transmitting that report October 1, 1903, you are advised that on October 6, 1903, the Commission to the Five Civilized Tribes was advised that the schedule of lands upon which it made its so-called segregation of Delaware lands does not meet the requirements of the statute, in that it does not include all of the lands which have been selected and occupied by Delawares, and in that it does include lands which no Delaware has selected and occupied, but to which other Cherokee citizens have claims based upon alleged settlement and improvements thereon.

The Commission was therefore directed to proceed at once to make such examination and investigation as would enable it to determine what tracts should be added to said list and what tracts now embraced therein should be excluded, care being taken to make the list cover the full quantity of land required to be segregated, and as soon as practicable to report the result of such investigation with suitable recommendation in the matter.

It would appear that your proper course would be to consult with the Commission in regard to the segregation of any lands you may desire to have segregated.

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 114.

DEPARTMENT OF THE INTERIOR, OFFICE OF INDIAN AFFAIRS,
Washington, August 31, 1903.

THE SECRETARY OF THE INTERIOR.

SIR: I have the honor to transmit herewith report of the Commission to the Five Civilized Tribes of the 11th instant, covering the work of the Commission for the month of July, 1903, which I recommend be approved by the Department.

In this connection permit me to state that there are the following citizenship cases now pending in this office:

Mississippi Choctaws	72
Choctaws by blood	46
Chickasaws by blood	11
Cherokees by blood	62
Cherokee freedmen	80
Creeks by blood	6
Creek freedmen	2

Very respectfully,

A. C. TONNER, *Acting Commissioner.*

No. 115.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES,
Muscogee, Ind. T., August 11, 1903.

THE SECRETARY OF THE INTERIOR.

SIR: We have the honor to submit herewith the following statement of the work of the Commission to the Five Civilized Tribes for the month of July, 1903. There is merged in this report the work accomplished by the Commission during the month of June, together with a statement showing the work of the allotment contest division during the month of May, the same having been omitted from the report for that month heretofore submitted.

Cherokee allotment division.—Approximately 1,100 tickets of admission to the Cherokee land office were issued during the month of July, 175 to full bloods. A total of 10,370 tickets have been issued to the close of the month, of which number, approximately, 4,000 have been presented at the land office.

Four hundred and fifty-nine citizenship certificates, embracing 995 applicants, and 224 reservation certificates, embracing 366 applicants, were issued during the month.

Applications for 1,850 allotments and homesteads were made during the month. Of this number, 1,266 were approved, the approval of 584 being withheld for various reasons, viz: 433 because the enrollment of the applicants had not been approved by the Secretary of the Interior; 110 because the land applied for had already been allotted; and 41 because the land applied for was embraced within the 157,600 acres of land which the Commission caused to be segregated for the Delaware Indians. The allotments made during the month include 123,098.88 acres of land, valued at \$398,642.72.

There were prepared during the month 500 allotment certificates and 500 homestead certificates for the execution of the Commission.

Allotment contest division.—The progress of the work in the allotment contest division, during the months of May, June, and July, and the condition of contested allotment cases at the close of each month, as indicated by the records of that division, are shown by the following detailed statement:

Cherokee Nation:

Contests instituted prior to May 1, 1903.....	115
Complaints filed during May.....	131
Complaints returned for correction.....	26
Contests instituted during May.....	105
Total number of contests instituted up to and including May 31, 1903.....	220
Contests disposed of prior to May 1.....	2
Contests disposed of during May.....	1
Contests pending before the Commission May 31.....	216
Contests pending before the Department May 31.....	1
Total	220

The condition of the 216 Cherokee contest cases pending before the Commission on May 31 was as follows:

Total	216
Referred to Department for action on complaint and now awaiting further action of parties	1
Cherokee Nation, total	227

The condition of the 222 Cherokee contest cases pending before the Commission on June 30, 1903, was as follows:

Total	222
Referred to Department for action on complaint and now awaiting further action of parties	1
Cherokee Nation, total	291

The condition of the 286 Cherokee contest cases, all of which were pending before the Commission on July 31, was as follows:

Total	286
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Respectfully submitted.

TAMS BIXBY, *Chairman.*
T. B. NEEDLES, *Commissioner.*
W. E. STANLEY, *Commissioner.*

(Through the Commissioner of Indian Affairs.)

No. 116.

DEPARTMENT OF THE INTERIOR,
Washington, September 4, 1903.

THE COMMISSION TO THE FIVE CIVILIZED TRIBES.

GENTLEMEN: The Department is in receipt of your report covering the work of the Commission for the month of July, 1903. There is inclosed a copy of report of the Acting Commissioner of Indian Affairs transmitting your said report.

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 117.

DEPARTMENT OF THE INTERIOR, OFFICE OF INDIAN AFFAIRS,
Washington, September 17, 1903.

THE SECRETARY OF THE INTERIOR.

SIR: I have the honor to submit for your consideration letter of Richard C. Adams, representing the Delaware Indians, of the 14th instant, inviting attention to what he denominates the very great wrongs that are being perpetrated upon the Delaware Indians now residing in the Indian Territory, and the great injustice they are suffering by reason of the failure of the United States to protect them in their rights as promised and guaranteed in the treaty of 1866, under which they consented to give up their homes in Kansas and to settle in the Cherokee Nation.

Mr. Adams refers to the delays that have been incident to the location of the Delawares in the Cherokee Nation, the failure to have their lands, which they purchased, defined, and quotes from the treaty of 1866 as follows:

"The United States guarantees to the said Delawares peaceable possession of their new homes * * * protection from hostile Indians and internal strife and civil war," etc.

Mr. Adams says further that notwithstanding all this, when the Dawes Commission began negotiations with the Cherokee for the allotment of their lands in severalty, the Cherokee at once set up a claim that the Delawares had no title to the 157,600 acres they had so purchased and paid for.

In the meantime Congress had passed the Curtis Act, and a little later what was known as the "Cherokee allotment act," by the former of which it was provided that the Delaware Indians might institute a suit in the Court of Claims to determine the nature and extent of their title to the 157,600 acres so purchased by them, and in both of said acts it was provided that should the Dawes Commission proceed to allot any lands in the Cherokee Nation, the 157,600 acres selected and claimed by the Delawares should be segregated and set aside and so remain until the final determination of said suit, and thereafter the Commission should proceed to allot the remaining lands in the Cherokee Nation.

Having been authorized and directed by the Delawares in council assembled, Mr. Adams says he appealed to the Commission to have the lands selected and occupied by the Delawares segregated in accordance with the acts referred to, and supplied the Commission with schedules and maps thereof, which had been prepared with great labor and expense, copies of which were at the same time filed with the Department of the Interior.

Notwithstanding the rights acquired by the Delawares by the various proceedings in this matter, and for reasons which Mr. Adams says he is unable to suggest, the Commission in January last began accepting applications for allotments by Cherokee of lands so selected and segregated for the Delawares. As the representative of the latter of these people he protested, and alleges that during the months of March and April filings by Cherokee upon lands segregated for the Delawares became more and more numerous, and by May more than 200 of such filings had been made on the land so segregated. He also states that during all this time the Delawares who lived upon these lands and owned the improvements and had been in occupancy for many years, were denied the right to file; that protests against this outrage made orally and by letters and telegrams to the Commission and the Secretary and the Department were utterly disregarded, until finally, on June 2 last, all other means of self-protection having been tried and found of no avail, suit was brought by injunction on behalf of the Delawares in the supreme court of the District of Columbia against the Commission and the Secretary of the Interior, and a restraining order granted requiring the defendants to desist from allowing any filings to be made upon lands so segregated, or from doing or performing any act or thing in connection therewith; but that not-

withstanding this, and notwithstanding the fact that the chairman of the Commission was duly served with the restraining order, the Commission continued to receive selections and applications for allotments upon the segregated lands from persons other than Delawares, who have not now and never did have any interest in or claim thereto or to any part thereof—more than 27 such selections having been made since the service of the restraining order upon the chairman of the Commission—and in open violation and defiance thereof.

These matters were again brought by Mr. Adams, so he reports, to the attention of the Department, and he was informed that orders were delivered by the Department to the Dawes Commission forbidding them to continue to receive such applications, but still no attention was paid to the instructions, and the Commission has since continued to deal with such applications, to notify Delawares to appear and contest them within nine months, or be forever barred from claiming any interest in such land—all of which he declares to be in direct violation and defiance of the restraining order, unjust and unfair to the Delawares, and in violation of the plain mandatory provision of section 23 of the Cherokee allotment act, which has been referred to.

Mr. Adams says correspondence in his office shows that Delawares of the highest standing who have lived upon their present home—some of them for more than a score of years—have made lasting and valuable improvements there, have had their lots filed upon by strangers who have not now and never have had a claim of any nature or kind to any part of the lands or to any of the improvements; and these people have set up claims and made leases, which leases have been assigned for the purpose of getting them into the hands of alleged innocent persons—mere speculators—and the Delawares are thus sent upon a pilgrimage of litigation with all its attendant uncertainties, delays, expenses, and vexations.

Mr. Adams says he has himself received a letter signed by Tams Bixby, commissioner in charge of the Cherokee land office and the individual upon whom the restraining order of the supreme court of the District of Columbia was served, the letter bearing date of August 31 last, stating that one James S. Fuller, of Fort Gibson, has appeared before the Cherokee land office and claimed a part of the land on which he (Adams) owns all the improvements and for which he paid Fuller in full satisfaction in cash, which land is included in the Delaware segregation.

Mr. Adams requests that the Indian agent be instructed to remove from the segregated land all persons objectionable to the Delawares, and likewise that the Commission to the Five Civilized Tribes be instructed to notify all parties who have made selections on the segregated lands that such selections have been canceled and that no contests will be heard, and no filings made until after the Supreme Court of the United States shall have determined the rights of the Delaware Indians thereto.

The 157,600 acres of lands claimed by the Delawares are claimed by the Commission to have been segregated by it December 17, 1902, in accordance with the provision of law to which Mr. Adams refers. This land having been segregated was not subject to be filed upon by Cherokee or even Delawares who are citizens of the Cherokee Nation. A question having been raised as to the right of the Delawares to this land would in no wise justify the Commission in presuming that the claims of the Delawares would in the end be defeated, and the land subject to allotments as other Cherokee lands; but even if this were the case, the lands so segregated are in a very great measure occupied by Delaware Indians who have for years so occupied these lands, and they have a prior right to file, and a filing made by any other Cherokee upon the lands so occupied by them, even though no segregation had been made, would not vest in them any rights whatever unless they had received permission from the Delaware occupant to so file.

So that in any event, these lands are not subject and have not been subject, since the so-called segregation by the Commission on December 17, 1902, to allotment to any citizen of the Cherokee Nation, and the Commission should not have accepted filings upon them even though no injunction proceeding had ever been brought. There is, therefore, no reason why a letter should have been addressed by the Commission to Mr. Adams notifying him of the fact that James S. Fuller had claimed a part of the land which had already been segregated for the Delawares. Even though he might claim that he had not transferred the right of occupancy to Mr. Adams, and had not received any compensation therefor, if any injustice was done him it was done by the Commission in having, without investigating his rights, attempted at least to segregate this land for the Delawares, and it is now too late to attempt to adjudicate his rights until a decision has been returned on the suits pending involving the rights of the Delawares to the lands they claim.

Having made what they believed to be a valid segregation of these lands, it was

the duty of the Commission to maintain the status of these lands as existing on the date which they claim as the date of the segregation. To now accept filings upon these lands from any citizens of the Cherokee Nation is, in fact, a repudiation by the Commission of the validity of its own act.

It is not necessary in this letter to discuss the question of the adequacy or validity of the segregation made by the Commission, but certainly anything that has been done by the Commission in the way of accepting filings upon this land should be canceled, annulled, and held to have in nowise vested any right of occupancy in the person who may have filed upon the lands pending the decision as to the rights of the Delawares therein.

I therefore recommend that this letter be referred to the Commission, with instructions that any filings they have accepted on lands set aside by the Commission as within the 157,600 acres of Delaware lands shall be canceled, and any acts done by the Commission to in anywise change the status of these lands from what they were at the time of the so-called segregation be declared null and void, and of no effect, and without authority of law, and inconsistent with the duty of the Commission and its duties in connection with these lands.

Very respectfully,

W. A. JONES, *Commissioner.*

No. 118.

WASHINGTON, D. C., *September 14, 1903.*

Hon. W. A. JONES,

Commissioner of Indian Affairs, Washington, D. C.

DEAR SIR: I desire to call your attention to the very great wrongs that are being perpetrated upon the Delaware Indians now residing in the Indian Territory, and the great injustice they are suffering by reason of the failure of the United States to protect them in their rights, as promised and guaranteed in the treaty of 1866, under which they consented to give up their homes in Kansas and to settle in the Cherokee Nation.

From the day of their removal to the present hour they have hardly known a moment's peace. They were moved from one locality to another, their crops and improvements abandoned and lost because the promised surveys were not made, they were denied participation in the distribution of tribal income and funds, their appeals to Congress and the departments for protection were unheeded, and for years they were compelled to beg for the right to a hearing in the courts which were freely open to the outscourings of every country on earth and denied only to people who had recently owned and possessed all the fair land, and from whom it had been taken with or without their consent and with or without compensation, as suited the purpose or caprice of the paternal Government. Here for the first and last time the Delaware Indians were accorded their rights, as provided and guaranteed by treaty, but only to the extent of the questions involved in the suit then brought, while as to all other matters their condition was no better than it had been before.

By the terms of the treaty of 1866 it was provided that the lands purchased from the Cherokee and paid for in cash by the Delawares, at a very high price, should be immediately surveyed and "set-off with clearly and permanently marked boundaries by the United States," etc. This the Government never did, though often requested to do so. Said treaty also contained the following:

"The United States guarantee to the said Delawares peaceable possession of their new homes * * * and protection from hostile Indians and internal strife and civil war," etc.

But notwithstanding all this, when the Dawes Commission began negotiations with the Cherokee for the allotment of their lands in severalty, the Cherokee at once set up a claim that the Delawares had no title to the 157,600 acres of land they had so purchased and paid for. Again the Delawares appealed to the Government, and particularly to the Interior Department, for protection, but, as always before, without avail.

In the meantime Congress had passed what was known as the Curtis act, and a little later what was known as the Cherokee allotment act, by the former of which it was provided that the Delaware Indians might institute a suit in the Court of Claims, to determine the nature and extent of their title to the 157,600 acres so purchased by them, and in both of said acts it was provided that before the Dawes Commission should proceed to allot any lands in the Cherokee Nation, the 157,600 acres selected and claimed by the Delawares should be segregated and set aside, and so

remain until the final determination of such suit, and thereafter said Commission should proceed to allot the remaining lands in said nation.

And now comes the crowning outrage upon the Delaware people, after all they have been compelled to suffer and endure in the past, notwithstanding their patriotism and loyalty to the United States.

Having been authorized and directed by the Delawares in council assembled to do so, I applied to the Dawes Commission to have the lands so selected and occupied by the Delawares segregated in accordance with said acts, and supplied said Commission with schedules and maps thereof, which had been prepared with great labor and expense, copies of which were at the same time filed with the Department of the Interior. In reply the said Commission expressed the opinion that no segregation was necessary other than the marking of the lands set out in said schedules, as reserved, and the withholding of the same from general allotment. The Department concurred in this opinion and so advised me in April, 1901. On December 17, 1902, the Commission, by a resolution regularly adopted, declared the lands so described in said schedules to be segregated and that the same should be withheld from allotment.

Notwithstanding these facts, and for reasons which I am unable to suggest, the said Commission, in January last, began accepting applications for allotments by Cherokee of lands so selected and segregated for the Delawares. As the representative of the latter, I immediately protested; but during the months of March and April the filings became more and more numerous, and by May more than 200 of such filings had been made on the lands so segregated. During all this time the Delawares, who lived upon these lands and owned the improvements and had been in occupancy for many years, were denied the right to file. My protests against this outrage, made orally and by letters and telegrams to the Dawes Commission and the Secretary of the Interior, were utterly disregarded, until finally, on June 2 last, all other means of self-protection having been tried and found of no avail, suit was brought by injunction, on behalf of the said Delawares, in the supreme court of the District of Columbia against the said Commission and the Secretary of the Interior, and a restraining order granted requiring the defendants to desist from allowing any filings to be made upon the land so segregated or from doing or performing any act or thing in connection therewith.

But notwithstanding the premises, and notwithstanding the fact that the chairman of the Dawes Commission was duly served with the restraining order at the time said suit was brought, said Commission continued to receive selections and applications for allotments upon said segregated lands by persons other than Delawares, and who have not now and never did have any interest therein or claim thereto or to any part thereof, more than 27 such selections having been made since the service of said restraining order upon the chairman of said Commission and in open violation and defiance thereof.

These facts were again by me brought to the attention of the Department, and I am informed that orders were telegraphed by the Secretary of the Interior to the Dawes Commission forbidding them to continue to receive such applications, but still no attention was paid to such instructions, and said Commission has since continued to deal with such applications, to notify Delawares to appear and contest such applications within nine months, or be forever barred from claiming any interest in such land, all of which is in direct violation and defiance of said restraining order, unjust and unfair to said Delawares, and in violation of the plain mandatory provision of section 23 of the Cherokee allotment act referred to.

It might be claimed that the ultimate rights of the Delawares could not be jeopardized by this action, inasmuch as if it should finally be determined that such applications were improperly received they would have to be cancelled of record, and indeed this is the excuse offered by the Commission for its determination and persistence in receiving such applications and continuing to act thereon; but this is only a specious and makeshift excuse, for the reason, which is well known to the members of the Dawes Commission, that as soon as an application has been accepted the holder immediately asserts his right of possession, in some cases bringing an injunction suit to prevent the Delawares from exercising any rights about or upon the premises, many of such suits being now pending. In other cases they immediately enter into lease contracts with parties on the ground for the purpose, or the agents of companies organized for the purpose of operating in such leases, receiving therefor a small bonus and an agreement for a royalty in case said leases shall be finally sustained, and thus the fraudulent applicant obtains a small advancement with the possibility of future profits, a speculator obtains the opportunity of making a fight for something which if gained will be of great value, and if not, will represent but a comparatively small loss, and between the two the Delaware is wrongfully and out-

rageously forced into litigation against rich and powerful opponents, which may last an indefinite time, and in which he may be compelled, through want of means and other discouragements, to abandon his birthright to a pack of irresponsible adventurers and sharks, who are in the country to feed and grow fat out of operations upon those who through ignorance or want of means may be unable to protect or defend themselves.

The limits of this letter will not permit of my taking up individual cases. Suffice it to say that the correspondence in my office will show that Delawares of the highest standing, who have lived upon their present homes, some of them for more than a score of years, have made lasting and valuable improvements there, and where their children have been born and have grown to manhood and womanhood, had their lands filed upon by strangers who have never lived within miles, and who have not now, and never have had, a claim of any nature or kind to any part of the lands or to any of the improvements, and these rascals have set up claims and made leases, which leases have been assigned for the purpose of getting them into the hands of alleged innocent persons, who are mere speculators, and these Delawares are thus sent innocent and unoffending upon a pilgrimage of litigation whose end no man can foresee, with all its attendant uncertainties, delays, expenses, and vexations, and he must stand by helpless and, with hands tied, denied the right to file upon his own home, and it pounced upon by strangers, with only the right reserved to him to litigate.

These outrages need only to be mentioned that their enormity may be understood by one as familiar as yourself with the condition surrounding these people. I am myself in receipt of a letter signed by Tams Bixby, Commissioner in charge of the Cherokee land office, and the very individual upon whom the restraining order of the supreme court of the District was served, bearing date of August 31 last, stating that one James S. Fuller, of Fort Gibson, has appeared before the Cherokee land office and claimed a part of the land on which I myself own all the improvements and for which I paid him in full satisfaction in cash, and which is included in the Delaware segregation. This is only one of a great number of such notices being received daily by Delawares.

I desire to appeal to you, knowing as I do your familiarity with the questions involved, your knowledge of the truth and justice of the position of my people, as I have stated it, and knowing, as all people know who have had occasion to deal with your office, your great and sincere desire to see justice done to the Indians. If there is anything within your power that can be done for the relief of my people against this outrage, I ask that you may do it as quickly as may be consistent with the duties of your office.

I respectfully request that the Indian agent be instructed to remove from the segregated land all persons objectionable to the Delawares, and likewise that the Dawes Commission be instructed to notify all parties who have made selections on the segregated lands that said selections have been canceled and that no contests will be heard and no filings made until after the Supreme Court of the United States shall have determined the rights of the Delaware Indians thereto.

Very respectfully,

RICHARD C. ADAMS,
Representing Delaware Indians.

No. 119.

DEPARTMENT OF THE INTERIOR,
Washington, September 28, 1903.

THE COMMISSION TO THE FIVE CIVILIZED TRIBES.

GENTLEMEN: The Department is in receipt of a report from the Commissioner of Indian Affairs, dated September 17, 1903, transmitting a letter from Mr. Richard C. Adams, representing the Delaware Indians, calling attention to what he declares to be a very great wrong perpetrated upon the Delaware Indians now residing in the Indian Territory, by your Commission, in accepting applications for allotments of Cherokee of lands claimed to have been selected and segregated for the Delaware Indians, and requesting that the "Indian agent be instructed to remove from the segregated land all persons objectionable to the Delawares, and likewise that the Dawes Commission be instructed to notify all parties who have made selections on the segregated lands that said selections have been cancelled and that no contests will be heard and no filings made until after the Supreme Court of the United States shall have determined the rights of the Delaware Indians thereto."

The Commissioner of Indian Affairs recommends that said letter be referred to your Commission, "with instructions that any filings they have accepted on lands set aside by the Commission as within the 157,600 acres of Delaware lands shall be cancelled; and any acts done by the Commission to in anywise change the status of these lands from what they were at the time of the so-called segregation be declared null and void and of no effect, and without authority of law, and inconsistent with the duty of the Commission and its duties in connection with these lands."

Before taking any action in the premises the Department desires a report from your Commission relative to the charges made by Mr. Adams concerning the acceptance of applications by your Commission, after the receipt of notice of the order of the supreme court of the District of Columbia in the case of *George Bullette et al. v. E. A. Hitchcock et al.* (Equity, No. 23991).

A copy of the Commissioner's report is inclosed herewith, and you are requested to return the letter of Mr. Adams with your said report.

In connection with the statements made in this letter, you are referred to departmental letter of September 19, 1903.

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 120.

DEPARTMENT OF THE INTERIOR, OFFICE OF INDIAN AFFAIRS,
Washington, October 16, 1903.

THE SECRETARY OF THE INTERIOR.

SIR: Referring to Department letter of September 28, 1903, directing the Commission to make report relative to the charges made by R. C. Adams concerning the acceptance of applications by the Commission after the receipt of notice of the order of the supreme court of the District of Columbia in the case of *George Bullette et al. v. E. A. Hitchcock et al.*, I have the honor to inclose herewith a report from the Commission, dated October 7, 1903. Pages 1 to 3 of said report are virtually a reiteration of the Commission's report of October 2, 1903, which was transmitted with Office letter of October 10, and as the report is made in duplicate, it is not believed by the Office that it is necessary to restate the part referred to.

The Commission, however, inclosed a copy of the agreement entered into on August 28, 1901, between George Smith, of the Cherokee Nation, and Richard C. Adams, of Washington, and John Bullette, of Claremore, Ind. T. By this agreement George Smith purports to lease for himself, and as guardian of William B., Mark F., Ida Ethel, and Thomas Smith, his minor children, to Adams and Bullette certain lands described by the lease. The Commission also inclosed a list of persons who have executed to Adams and Bullette instruments similar to the one made in their favor by George Smith. The Commission says:

"These inclosures will tend to enlighten the Department upon the good faith of Mr. Adams in his dealings with Delaware lands, and also the object which he has in making charges against the action of the Commission relating to the Delaware segregation."

And that it is not deemed advisable to further comment upon the charges made by Mr. Adams in his letter of September 14, 1903, other than to say that there is no truth in his statement wherein he says:

"I am informed that orders were telegraphed by the Secretary of the Interior to the Commission forbidding them to continue to receive such applications, but still no attention was paid to such instructions, and said Commission has since continued to deal with such applications, to notify Delawares to appear and to contest such applications within nine months or be forever barred from claiming any interests in such lands."

The Commission's report of October 2 showed that it made an error in sending to Mr. Adams a certain statement which had not been properly checked, and inasmuch as the Commission has been fully instructed concerning this segregation, and in view of its report of October 2, the Office does not consider that the subject admits of further discussion at this time. The Commission was instructed by the Department pertaining to the matter October 6, 1903. However, with reference to the form of lease agreement transmitted by the Commission, and the list of names, the attention of the Department is invited to letter of September 17, 1903, disapproving certain leases from divers Delaware Indians, as lessors, to Richard C. Adams and John Bullette, as lessees, for the purpose of mining coal, petroleum, etc., on lands described by such leases in the Cherokee Nation. There was also transmitted a list which shows the names of the lessors.

One of the leases so disapproved has been compared with the form of lease transmitted by the Commission and has been found identical therewith. The names of the lessors, as shown by said disapproved lease, have been checked with the list furnished by the Commission, and all of the names of said purported lessors appear upon this list except that of George Smith.

The Department stated in its said letter of September 17 that the disapproved leases were received with Adams's letter of February 20, 1903. It would seem therefore that the Department was long since advised of Mr. Adams's actions in this particular.

Very respectfully,

W. A. JONES, *Commissioner*.

No. 121.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES,
Muscogee, Ind. T., October 7, 1903.

THE SECRETARY OF THE INTERIOR.

SIR: Receipt is hereby acknowledged of departmental letter of September 28, 1903, requesting the Commission to report relative to the charges made by Mr. R. C. Adams, representing the Delaware Indians, concerning the acceptance of applications by this Commission after the receipt of notice of the order of the supreme court of the District of Columbia in the case of *George Bullette et al. v. E. A. Hitchcock et al.*, and inclosing the communication of Mr. Adams making said charges, together with the copy of the report of the Commissioner of Indian Affairs thereon.

In reply thereto the attention of the Department is respectfully called to the report of the chairman of the Commission under date of October 2, 1903, relative to the same matters of which Mr. Adams complains in the letter which the Department transmits in its letter of September 28, 1903.

As said in that report of the chairman, at no time since the land office has been opened in the Cherokee Nation has it been the intention of the Commission to receive final applications for allotments of lands which were embraced in the Delaware segregation, but simply to allow those Cherokee citizens who claim to own improvements on lands which were included in the Delaware segregation to appear at the land office and make out their applications to select the lands on which they claim their improvements, and hold the same suspended without any further action until the final determination of the suit of the Delaware Indians against the Cherokee Nation now pending in the Supreme Court of the United States; and it may be further said that as soon as this Office was advised of the injunction suit and that a restraining order had been issued against the honorable Secretary of the Interior and this Commission by the supreme court of the District of Columbia, orders were immediately issued to the land office for the Cherokee Nation to take no action, receive no application, and in fact do nothing touching lands embraced within the Delaware segregation, and these orders were strictly complied with in intention, but as in the order referred to in the report of the chairman of October 2, a notice was inadvertently sent to Mr. R. C. Adams relative to lands which were in the Delaware segregation, but as stated therein the lands embraced in said notice were not properly checked and it was permitted to go out by mistake, and not intentionally, and would have been caught later on in checking over the work at the land office. As therein stated, this mistake was immediately corrected upon receipt of departmental letter of September 17, 1903.

The attention of the Department is also invited to the report of the Commission of April 20, 1903, calling attention to the various inaccuracies in the description of the lands embraced in the Delaware segregation, and calling the attention of the Department to the difficulties encountered by reason of the improvements of Cherokee citizens not of Delaware blood having been included in the Delaware segregated lands, and asking that the Department take some steps to protect those Cherokee citizens not of Delaware blood whose improvements had been included in the lands segregated for the Delawares, and it was in furtherance of a desire and an intention on the part of the Commission to protect the interests of such Cherokee citizens that the policy of permitting them to appear at the land office and make application for their lands when it appeared they were included within the Delaware segregation, and holding the same suspended, awaiting the final action of the Supreme Court in the Delaware suit.

At no time has it been the intention or the desire of the Commission to in any way complicate the segregated lands, and the Commission can not at this time see that

even if the suit now pending should be decided in favor of the Delaware Indians and their contention be finally sustained by the Supreme Court that these suspended applications would in any way tend to affect the lands within the segregation, for in that event no further action would be taken on suspended applications for lands in said segregation other than to refuse to accept them and approve them, which would leave the segregated lands unencumbered by any application and no necessity for a Delaware Indian to institute a contest.

There is inclosed herewith a copy of an instrument of writing executed on the 28th day of August, 1901, by and between George Smith, of the Cherokee Nation, Ind. T., and Richard C. Adams, of Washington, D. C., and John Bullette, of Claremore, Ind. T., wherein the said George Smith purports to lease upon certain representations for himself and as guardian of William B. Smith, Mark F. Smith, Ida Ethel Smith, and Thomas Smith, his minor children, to the said Adams and Bullette certain lands therein described.

There is also inclosed herewith a list of persons who have executed to the said Adams and Bullette instruments in writing similar to the one executed to them by George Smith.

These inclosures will tend to enlighten the Department upon the good faith of Mr. Adams in his dealings with Delaware lands, and also the object which he has in making charges against the action of the Commission relative to the Delaware segregation.

It is not deemed advisable to comment further upon the charges made by Mr. Adams in his letter of September 14, 1903, to the Commissioner of Indian Affairs, other than to say that there is no truth in the statement wherein he says:

"I am informed that orders were telegraphed by the Secretary of the Interior to the Commission forbidding them to continue to receive such applications, but still no attention was paid to such instructions, and said Commission has since continued to deal with such applications, to notify Delawares to appear and to contest such applications within nine months or be forever barred from claiming any interests in such land."

As said in the report of the chairman of October 2, 1903, the mistake was made in checking over the lands embraced in the Delaware segregation when certain applications were made and, through a mistake, was signed and sent out. If there has been any other notice, except the one sent to Mr. R. C. Adams himself, the Commission, at this time, is not aware of it, and certainly no attempt was made to evade the restraining order referred to by Mr. Adams in his letter, and no intentional violation of it was made by the Commission, as strict orders were given immediately upon notice that said restraining order had been issued that no action whatever should be taken by the land office regarding lands embraced within the Delaware segregation.

Formal notice has been served upon every one of the class permitted to make a "suspended" application for Delaware land to the effect that such land is in the segregation which has been made to the Delaware Indians, that they will not be allowed the land until the Delaware suit is determined, and that a final allotment of the land is not made at the time of the application. The applicant is required to accept service of said notice and his signed acceptance is made a part of the record. A copy of such notice is herewith inclosed. The letter of Mr. Adams is returned herewith.

Respectfully,

TAMM BIXBY,
T. B. NEEDLES,
C. R. BRECKINRIDGE,
Commissioners.

(Through the Commissioner of Indian Affairs.)

This is formal notice to you by the Commission that the ——— is embraced in the segregation which has been made to the Delaware Indians who are members of the Cherokee Nation, under the provisions of section 23 of the act of Congress approved July 1, 1902, and that you will not be allowed this land for ——— until the suit of the Delaware Indians against the Cherokee Nation, now pending, has been determined, and that a final allotment of this land to ——— will not be made at this time.

I accept service of this notice.

Lucinda E. Lane, for herself and 2 children (L. E. Lane).
 George Fall Leaf.
 John Jackson, for himself and 6 children.
 John Kenney.
 William Brown, for himself, wife, and child.
 Mary Lee.
 Mrs. Blackwing, for herself, daughter, and grandchild.
 Mrs. Alex Drum, alias Ah pah le mah, and child.
 Charles Elkshair, for himself, wife, and 2 children (Elkshair).
 Mrs. Anderson—Win da ala qua, for himself and 3 children (not signed by Mrs. Anderson).
 Thomas Lewis, for himself and wife.
 Calvin Orcutt, for himself, wife, and 3 children (Evertt).
 Rev. Wm. Adams, for himself, wife, and 5 children.
 Joshua Wilson, for himself and wife.
 Tom Wilson, for himself, wife, and child.
 Frank Wilson, Mrs. Ice Wilson, Read Wilson, and 5 children of Mrs. Ice Wilson.
 J. E. Thomas.
 John Parks, for himself, wife, and 3 children.
 Alex Black, for himself, wife, and 3 children.
 Martha Swannock.
 Mrs. Nancy Wilson or Ap pah me now o qua.
 James Wilson, for himself and 3 children.
 Abner Adams.
 James Tanner.
 Mary B. Sarcoxie.
 Pa ma le mah or Minnie Elkshair, for herself and child (Elkshair).
 Abraham Ketchum, for himself and five children.
 George Parker, for himself, wife, and 6 children.
 Wm. W. Nicholas, for himself and child.
 Ellen Young, for herself and child.
 Frenchman and Frank Frenchman and 2 children.
 Frenchman.
 Joseph Wilson, for himself and wife.

Edward Frenchman, for himself and 3 children.
 H. M. Adams, wife, and 3 children.
 Sally O. Smith and 4 children.
 Benjamin Conner and 3 children.
 Jesse Miller and 2 children.
 Arthur Armstrong, wife, and 2 children.
 John Young, wife, and 2 children.
 Col. Jackson, wife, and 5 children.
 Sarah Fields, 4 children, and 1 grandchild.
 John Hallett.
 Lizzie Halfmoon Peacock and 2 children.
 Pa tab a coh o.
 Elkshair, wife, and grandchild (Elkshair).
 Stephen Bezan and wife.
 A Mandy Bixby and 5 children (Bixley).
 Harry Arnold.
 Mrs. Billy Wilson, son, and grandson.
 J. F. Rice and 2 children.
 Lizzie Beaver and 4 children.
 Geo. Wilson, deceased daughters of Lucy Willits (signed by Lucy Willits).
 Sam Wilson and daughter (Sam Williams).
 Jane Requa and son James Swanock and child.
 Fielding Halfmoon, wife and 4 children.
 Mary Caps Ager (Mary Ager).
 Mrs. Sam Williams and grandchild.
 George Bullette and wife.
 Cyrus Washington, 5 children and 1 nephew.
 John Secondyne and 6 children.
 John R. Willey, wife and 3 children.
 Henry Armstrong.
 John Kinney.
 Josie Bullett and 2 children.
 W. H. Shailer and 6 children.
 Anderson Secondine.
 Thomas Secondyne and child.
 Jacob Secondyne.
 Jane Fullleaf Drum.
 Henry Spybuck, wife and 5 children.
 James Walker and child.
 Mrs. Washington and 2 grandchildren.
 Wm. Thomas and child.
 A. H. Norwood.
 Widow Bill Swannock, alias Ske ke now o qua.
 Mrs. Washington.

EXHIBIT L.

Agreement made and entered into this 28th day of August, A. D. 1901, by and between George Smith, of ———, Cherokee Nation, Ind. T., and ———, wife of said ———, as individuals and as husband and wife, and for themselves individually as well as jointly, and also as natural guardian for their children, to wit, Willie B. Smith, aged 9 years; Mark F. Smith, aged 6 years; Ida Ethel Smith, aged 4 years; Thomas Smith, aged 1 year, parties of the first part (hereinafter called the lessors), and Richard C. Adams, of Washington, D. C., and John Bullette, of Claremore, Ind. T., parties of the second part (hereinafter called the lessees).

This agreement is entered into by the lessees upon the faith of the following representations made to them by the lessors.

(A) The said lessors are Delaware Indians by blood, and have been duly listed for enrollment as Delaware Indians and citizens of the Cherokee Nation by the Commission to the Five Civilized Tribes, known as the Dawes Commission, and have been found by said Commission to be entitled to enrollment as such, have, by act of Congress, become citizens of the United States.

(B) There has been selected for or by the said lessors, as their allotment or share of the lands of said tribe to which they are entitled, or a portion of the same, the lands hereafter described.

(C) It is contemplated that a judgment will be obtained in the Court of Claims of the United States in a suit now pending between the Delaware tribe of Indians and the Cherokee Nation, by which the title of said lands herein described, and the coal, petroleum oil, and other substances thereon and thereunder is claimed by said lessors, and will be confirmed in them.

Now, therefore, in consideration of the sum of \$1 to the lessors in hand paid by the lessees, the receipt of which is hereby acknowledged, and in further consideration of the covenants of said lessors and lessees, each to the other, hereinafter contained, it is agreed as follows:

First. The parties of the first part hereby grant, demise, and let to the lessees and to their successors and assigns, with the sole and exclusive right of digging, boring, and otherwise prospecting for coal, petroleum, and other valuable mineral substances, the following-described tracts of land situated in the Cherokee Nation, in the Indian Territory, to wit: NE. $\frac{1}{4}$, sec. 35, and E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of sec. 35, and W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of sec. 36 in T. 27 N., R. No. 15 E., Indian meridian, 320 acres.

To have and to hold the said premises for the said purpose only, unto said lessees, and to their successors and assigns, for and during the full term of twenty years from the date of this contract, hereby granting to the lessees, their successors and assigns, the exclusive right to dig, bore, mine, and excavate for coal, petroleum, and other valuable mineral substances, and to sell, ship, or otherwise dispose of the same during the continuance of this contract, and to obtain and remove the same therefrom, together with all other rights and privileges necessary for or incident to so obtaining and removing the same, in the most suitable, convenient, and advantageous manner.

Second. The lessees agree to commence and make search for coal, oil, and other mineral substances in and upon said demised premises within two years from the date of this agreement, subject to the further conditions as to time hereinafter provided for, and to render unto the lessors, their legal representatives, successors, or assigns, for each and every gross ton of merchantable coal, of 2,240 pounds, mined or produced (except such coal as may be removed in digging pits, shafts, or entries into such mines, or shall be used as fuel in the working of the mines), a royalty of 5 cents per ton and for any other valuable substance a royalty of one-twentieth part of the amount raised or produced, said royalty to be paid on the 25th day of each month for all coal or other substance produced for the month preceding.

Third. It is agreed that the lessees may, at any time during said term, construct upon said premises, such houses, buildings, structures and improvements during said term or at its termination.

Fourth. The lessees shall pay to the lessors in advance, each year during the term of the lease, as advance royalty, a sum equal to 25 cents per acre for the property covered by this lease when and after the exploration of lessees shall have shown the existence of mineral, oil, or gas in commercial quantities, it being understood that such payments shall be a credit on royalty should the royalty exceed such sums.

Fifth. Should said lessees fail to find coal of sufficient quantity or suitable quality to justify further mining the same, or from any cause desire to terminate this agreement, they shall have the right to do so by first giving the lessors notice in writing, to be mailed to their last-known address, and on payment in full of any and all royalties which may have become due, including the payments to be made under the fourth article of this agreement; then this contract shall be considered at an end and of no binding force upon either of the parties hereto.

Sixth. This agreement shall be made subject to a suit pending in the Court of Claims between the Delaware Indians and the Cherokee Nation, and does not bind the lessees to begin operations hereunder nor to make any payments to the lessors before a judgment shall have been rendered in the Court of Claims and Supreme Court of the United States, if appeal is taken, in favor of the Delaware Indians, by which the title to the lands and coal and oil, and other mineral or other substances under the lands as herein described, shall pass to and vest in the Delaware Indian or Indians who are parties of the first part. Said lessees are hereby given two years from the date of such final judgment to begin operations hereunder.

Seventh. This agreement may be assigned by the lessees, but such assignment shall not release said lessees from the obligation to pay royalty as herein agreed.

Eighth. Each of the parties hereto shall, upon request, make such other and further instrument in writing as may be necessary to effectuate the agreement and understanding of the parties as herein contained.

Witness our hands and seals the day and year first above written.

[SEAL.]
[SEAL.]

GEORGE F. SMITH.

INDIAN TERRITORY, *Northern District, ss:*

Be it remembered, that on this day came before me, a duly commissioned, qualified, and acting notary public within and for the Indian Territory, northern district, George F. Smith, and _____, his wife, to me well known as the grantors in the foregoing conveyance and lease, and said _____ and _____, his wife, stated that they executed the same for the consideration and purposes therein mentioned and set forth; and also voluntarily appeared before me the said _____, in the absence of her husband, and declared that she had, of her own free will, executed the same for the purposes therein mentioned and set forth without compulsion or undue influence of her said husband.

The said George F. Smith and _____, his wife, furthermore state that they executed the foregoing for themselves and also as the natural guardians of Willie B. Smith, Mark F. Smith, Ida Ethel Smith, Thomas Smith, for the consideration and purposes therein mentioned and set forth.

Witness my hand as such notary public on this 28th day of August, A. D. 1901.

[SEAL.]

H. M. ADAMS, *Notary Public.*

My commission expires June 29, 1905.

Filed for record this 9th day of September, A. D. 1901, at 8 o'clock a. m.

CHAS. A. DAVIDSON,
Clerk and ex officio Recorder.

M—Western National Bank, Washington, D. C., June 16, 1902.

No. 122.

DEPARTMENT OF THE INTERIOR,
Washington, October 21, 1903.

THE COMMISSION TO THE FIVE CIVILIZED TRIBES.

GENTLEMEN: The Department is in receipt of your report of October 7, 1903, in pursuance of departmental letter of September 28, 1903, requesting a report relative to the charges made by Mr. R. C. Adams, representing the Delaware Indians, concerning the acceptance of applications by you after receipt of notice of the order of the supreme court of the District of Columbia in the case of George Bullette et al. v. E. A. Hitchcock et al., and returning the communication of said Adams.

Your report was forwarded by the Commissioner of Indian Affairs on October 16, 1903, a copy of which is inclosed for your information.

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 123.

DEPARTMENT OF THE INTERIOR,
Washington, October 21, 1903.

MR. RICHARD C. ADAMS,
Bond Building, Washington, D. C.

SIR: The Department is in receipt of a report from the Commission to the Five Civilized Tribes, dated October 7, 1903, upon your letter dated September 14, 1903, alleging that very great wrongs are being perpetrated upon the Delaware Indians in the Indian Territory, by reason of the failure of the United States to protect them in their treaty rights, specially charging that said Commission, after notice of the restraining order issued by the supreme court of the District of Columbia, "continued to receive selections and applications for allotments" upon lands alleged to have been segregated for the Delawares.

The Commission denies said allegation, and refers to its report of October 2, 1903, in which it was stated that a "mistake was made in checking over lands embraced in the Delaware segregation when certain applications were made, and through a mistake was signed and sent out. If there has been any other notice except the one sent to Mr. R. C. Adams himself, the Commission at this time is not aware, and certainly no attempt was made to evade the restraining order referred to by Mr. Adams in his letter, and no intentional violation was made of it by the Commission, as strict orders were given, immediately upon notice that said restraining order had been issued, that no action whatever should be taken by the Land Office regarding lands embraced within the Delaware segregation.

In view of the instructions given the Commission on October 6, 1903, a copy of which has been furnished you, it is not deemed necessary to comment further upon the report of the Commission.

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 124.

[Telegram.]

OCTOBER 2, 1903.

COMMISSION TO THE FIVE CIVILIZED TRIBES,
Muscogee, Ind. T.

Notwithstanding the favorable decision of the supreme court of the District of Columbia in the suit of Bullette and others against the Secretary of the Interior and others, your Commission should not, until further directed, receive or act upon applications for allotments in the Cherokee Nation. Letter will follow.

THOS. RYAN, *Acting Secretary.*

No. 125.

DEPARTMENT OF THE INTERIOR,
Washington, October 3, 1903.

COMMISSIONER OF INDIAN AFFAIRS.

SIR: You are informed that the Department on October 2, 1903, sent a telegram to the Commission to the Five Civilized Tribes, at Muscogee, Ind. T., as follows:

"Notwithstanding the favorable decision of the supreme court of the District of Columbia in the suit of Bullette and others against the Secretary of the Interior and others, your Commission should not, until further directed, receive or act upon applications for allotments in the Cherokee Nation. Letter will follow."

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 126.

[Telegram.]

MUSCOGEE, IND. T., *October 5, 1903.*

SECRETARY OF INTERIOR, *Washington, D. C.:*

By departmental telegram of October 2 the Commission is directed not to receive or act upon applications for allotments in the Cherokee Nation until further directed. Please confirm by wire.

BIXBY, *Chairman.*

No. 127.

[Telegram.]

WASHINGTON, *October 6, 1903.*

BIXBY, *Chairman, Muscogee, Ind. T.:*

Answering telegram 5th instant, departmental telegram 2d instant, concerning applications for Cherokee allotments, is hereby confirmed. Explanation and full instructions mailed you this day.

THOS. RYAN, *Acting Secretary.*

No. 128.

DEPARTMENT OF THE INTERIOR,
Washington, October 2, 1903.

THE COMMISSIONER OF INDIAN AFFAIRS.

SIR: You are informed that the Department is in receipt of a telegram from Chairman Bixby, of the Commission to the Five Civilized Tribes, dated October 5, 1903, as follows:

"By departmental telegram of October 2 the Commission is directed not to receive or act upon applications for allotments in the Cherokee Nation until further directed. Please confirm by wire."

To which the Department telegraphed the following reply on the 6th instant:

"Answering telegram 5th instant, departmental telegram 2d instant, concerning applications for Cherokee allotments, is hereby confirmed. Explanation and full instructions mailed you this day."

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 129.

DEPARTMENT OF THE INTERIOR,
Washington, October 7, 1903.

COMMISSIONER OF INDIAN AFFAIRS.

SIR: There is inclosed herewith for your information copy of departmental letter of October 6, 1903, sent to the Commission to the Five Civilized Tribes, relative to the segregation of lands in the Cherokee Nation for the Delaware Indians, and suspending all proceedings looking to the allotment of lands in the Cherokee Nation until such segregation shall have become effective.

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 130.

OCTOBER 6, 1903.

THE COMMISSION TO THE FIVE CIVILIZED TRIBES,
Muscogee, Ind. T.

GENTLEMEN: Section 22 of the act of July 1, 1902 (32 Stat., 716, 718), entitled "An act to provide for the allotment of the lands of the Cherokee Nation, for the disposition of town sites therein, and for other purposes," is as follows:

"Exclusive jurisdiction is hereby conferred upon the Commission to the Five Civilized Tribes, under the direction of the Secretary of the Interior, to determine all matters relative to the appraisement and the allotment of lands."

Section 23 (pp. 718, 719) provides that—

"SEC. 23. All Delaware Indians who are members of the Cherokee Nation shall take lands and share in the funds of the tribe, as their rights may be determined by the judgment of the Court of Claims, or by the Supreme Court if appealed, in the suit instituted therein by the Delawares against the Cherokee Nation, and now pending; but if said suit be not determined before said Commission is ready to begin the allotment of lands of the tribe as herein provided, the Commission shall cause to be segregated one hundred and fifty-seven thousand six hundred acres of land, including lands which have been selected and occupied by Delawares in conformity to the provisions of their agreement with the Cherokees dated April eighth, eighteen hundred and sixty-seven, such lands so to remain, subject to disposition according to such judgment as may be rendered in said cause; and said Commission shall thereupon proceed to the allotment of the remaining lands of the tribe as aforesaid. Said Commission shall, when final judgment is rendered, allot lands to such Delawares in conformity to the terms of the judgment and their individual rights thereunder. Nothing in this act shall in any manner impair the rights of either party to said contract as the same may be finally determined by the court, or shall interfere with the holdings of the Delawares under their contract with the Cherokees of April eighth, eighteen hundred and sixty-seven, until their rights under said contract are determined by the courts in their suit now pending against the Cherokees, and said suit shall be advanced on the dockets of said courts and determined at the earliest time practicable."

The suit referred to in section 23 of the act was decided by the Court of Claims adversely to the Delawares on February 2, 1903, and was subsequently appealed by them to the Supreme Court of the United States, where it is now pending.

April 20, 1903, your Commission made a report of its action with respect to compliance with the provisions of said section 23, from which report it appears, among other things, as follows: That on December 16, 1902, there was filed with your Commission by Walter S. Logan, claiming to be the attorney for the Delaware Indians, a schedule of lands aggregating 157,600 acres selected by Delawares and claimed by them under the agreement of April 8, 1867, with the Cherokee Nation; that on December 17, 1902, by resolution, your chairman was instructed to "cause to be set aside and segregated 157,600 acres of land in the Cherokee Nation in accordance with the provisions of section 23 of the act of Congress approved July 1, 1902 (Public, No. 241), subject to disposition according to such judgment as may be rendered in the case of the Delaware Indians *v.* The Cherokee Nation now pending in the United States Court of Claims and as shown by the description of said land" in the schedule referred to; that on January 1, 1903, your Commission opened the Cherokee allotment office at Vinita, Ind. T., and proceeded to the allotment of the remaining lands of the Cherokee tribe; that on January 23, 1903, your Commission received from Richard C. Adams, claiming to represent the Delaware Indians, an alleged corrected schedule of lands selected by them; that since January 1, 1903, a number of Cherokee citizens have made application for allotments of lands embraced wholly or in part in the aforesaid schedules, claiming to have been for years in the possession of the lands asked for and to own valuable improvements thereon, and that "no Delaware citizen has ever occupied such lands or owned any improvements thereon;" that a number of Delaware Indians, since the filing of said schedules and the opening of the allotment office, have made requests to be "allowed to make final selections of land containing their improvements and upon which they reside, claiming that no portion of the lands occupied by them is included within the said Delaware segregation;" that the Commission has been advised that there are "numerous other Delaware citizens whose improved lands are not included within the said segregation," and "whose property rights are thus unprotected." Your Commission states, among other things, that it believes that the lands embraced in said schedules "have not been selected with a due regard for the interests of either the Delaware citizens generally or other citizens of the Cherokee Nation." The schedules of lands so selected by the Delaware Indians were not transmitted to nor formally approved by the Secretary of the Interior.

The act referred to above imposes upon your Commission the duty of investigating and determining what lands are subject to segregation, and your Commission can not substitute the judgment of the Delaware Indians, or any of them, or anyone acting for them, or any of them, for your own judgment in this matter. To be effective the segregation must be approved by the Secretary of the Interior, and pending such approval your Commission should not proceed to allot any of the lands in the Cherokee Nation. When the segregation is made and approved no application for allotment of any of the lands so segregated should be received by your Commission pending the determination of the suit in question.

It seems clear that the list or schedule of lands does not meet the requirement of the statute in that it does not include all the lands which have been selected and occupied by Delawares, and in that it does include lands which no Delaware has selected and occupied, but to which other Cherokee citizens have claims based upon alleged settlement and improvements thereon. You will, therefore, proceed at once to make such examination and investigation as will enable you to determine what tracts should be added to said list and what tracts now embraced therein should be excluded, care being taken to make the list cover the full quantity of land required to be segregated. You will as soon as possible report the results of such investigation, with suitable recommendations in the premises. In the meantime, and until the segregation shall have become effective, you will suspend all proceedings looking to the allotment of lands in the Cherokee Nation.

Very respectfully,

THOS. RYAN, *Acting Secretary.*

No. 131.

DEPARTMENT OF THE INTERIOR,
Washington, October 7, 1903.

RICHARD C. ADAMS,
Attorney at Law, Bond Building, Washington, D. C.

SIR: There is inclosed herewith for your information, copy of departmental letter of October 6, 1903, sent to the Commission to the Five Civilized Tribes, relative to

the segregation of lands in the Cherokee Nation for the Delaware Indians, and suspending all proceedings looking to the allotment of lands in the Cherokee Nation until such segregation shall have become effective.

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 132.

DEPARTMENT OF THE INTERIOR,
Washington, October 29, 1903.

THE COMMISSION TO THE FIVE CIVILIZED TRIBES, MUSCOGEE, IND. T.

GENTLEMEN: By letter of October 6, 1903, you were directed to make such examination and investigation as would enable you to determine what tracts of land should be added to the list of lands to be segregated for the protection of the Delaware Indians in the Cherokee Nation, and what tracts embraced in the list heretofore made out should be stricken therefrom. It is important that a final list should be made up and approved as soon as may be. It is equally important, however, that the interests of all concerned should be carefully respected and protected.

In order that the Department may have a better understanding of the condition of affairs, and to the end that speedy action may be taken when you shall submit a new list for action by the Department, these further instructions are given:

You will at your earliest convenience make up a list of the tracts embraced in the former list which, as shown by the records of your office, are claimed and occupied by Delaware Indians, and to which there are no adverse claims.

You will make another list, which shall embrace all tracts claimed by Delaware Indians but not included in the list heretofore presented to you. You will make a third list embracing the tracts included in the list heretofore presented to which some Cherokee citizen other than a Delaware makes claim. You will transmit with each of these lists a statement of the condition of the tracts embraced therein, as to the occupancy thereof and improvements thereon, so far as the same are known to you, and will also recommend what action should be taken by the Department upon each of such lists.

These instructions are not intended to supersede those of October 6, and you will therefore proceed upon any line of examination and investigation which may have been entered upon under those instructions.

Very respectfully,

E. A. HITCHCOCK, *Secretary.*

No. 133.

DEPARTMENT OF THE INTERIOR,
Washington, October 30, 1903.

MR. RICHARD C. ADAMS, *Bond Building, Washington, D. C.*

SIR: There is transmitted herewith for your information a copy of departmental letter, dated the 29th instant, and sent to the Commission to the Five Civilized Tribes, instructing it further in the matter of the investigation now being carried on concerning segregated Delaware lands in the Cherokee Nation, Ind. T.

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 134.

WASHINGTON, D. C., *September 9, 1903.*

THE SECRETARY OF THE INTERIOR, *Washington, D. C.*

SIR: Ever since the Delaware Indians removed to the Cherokee Nation they have been imposed upon by the Cherokee in many ways. The Cherokee first denied the right of the Delawares to participate in the funds of the nation, whereupon the Delawares were compelled to appeal to your Department and to Congress, and finally to bring suit in the Court of Claims before their rights were enforced and before they were allowed to share in the per capita distribution of the Cherokee funds.

When the Dawes Commission began negotiations with the Cherokee the Cherokee denied the right of the Delawares to ownership of the 157,600 acres of land

purchased by them under the agreement of 1867, and the Delawares were again forced to appeal to your Department and to Congress, and the matter is now pending in the Supreme Court of the United States.

In the meantime Congress provided, by section 25 of the Curtis Act and section 23 of the Cherokee allotment act, that the lands claimed by the Delawares should be segregated from the rest of the Cherokee domain and remain in possession of the Delawares until their rights were finally determined by the Supreme Court.

Shortly after the passage of the Curtis Act, on or about November 4, 1899, the Delawares petitioned the Dawes Commission, asking that the lands selected by them might be segregated so that their interests might not be infringed upon by designing Cherokee. The Dawes Commission, in their reply, expressed the opinion that there was no necessity of a segregation at that time.

On February 27, 1901, I requested the Department to instruct the Commission to segregate the lands selected by the Delawares. At the same time I filed with the Department several copies of maps showing in colors the lands claimed and selected by the Delawares. My letter was referred to the Commission for consideration and report, and it stated that "the lands of the Cherokee have been surveyed and a mere segregation of the lands claimed by the Delawares would involve no act on the part of the Commission other than a withholding of the same from general allotment." The Department concurred in this opinion, and so advised me in April, 1901. On December 17, 1902, the Commission passed resolutions and segregated the lands claimed by the Delawares and advised the Delawares that the same would be withheld from allotment.

On January 1, 1903, the Commission began the allotment of the lands in the Cherokee Nation. In February the Commission experienced a change of heart and allowed certain Cherokees to make filings on the lands segregated for the Delawares. In March and April the filings became more numerous, and in May more than one hundred filings had been made on segregated lands. The Delawares petitioned against this outrage both to the Department and the Commission, but without avail. Finally, on June 2, 1903, the Delawares brought an injunction suit in the supreme court of the District of Columbia against the Commission and the Secretary of the Interior, and a restraining order was granted. Since this time upward of 27 selections have been made by Cherokees on the segregated lands, notwithstanding the restraining order. Complaint was made to your Department, and about July 21 the Department telegraphed to the Dawes Commission forbidding it to allow any more allotments to be made on the segregated lands. It seems, however, that the Commission is still disregarding the orders of the court and the Department and paying no attention to either, but is continuing to send out notices to Delawares, requiring them to contest within nine months the selections of Cherokees on the Delaware holdings, or be forever barred.

During the last few days I have received complaints from Delaware Indians stating that Cherokees who have made selections on their lands are now renting the same, and in some instances, where the lands are located near the railroad station, are selling town lots from said lands.

One of the complainants is James W. Gibson, a Delaware Indian, who holds 40 acres of land adjoining the town of Dewey. He says that one A. H. Norwood, who represents himself as the agent for a certain Cherokee woman, is now selling town lots on Gibson's land.

I, myself, am in receipt of a letter signed by Tams Bixby, Commissioner in charge of the Cherokee land office, dated August 31, 1903, stating that James S. Fuller, of Fort Gibson, appeared before the Cherokee land office and claimed part of the lands on which I hold improvements and which are included in the segregated lands. This letter is similar to many sent out to various Delawares, but shows that the Commission considers all the applications made by Cherokees on segregated lands to be valid.

These Delawares are asking me, and I would like to know for my own information, whether or not your Department has the means and power to protect these people in their rights, and, if so, what further steps are necessary to procure such protection. It seems to me a most remarkable situation that with a restraining order issued by the supreme court of the District of Columbia in full force, and with such instructions as I am informed your Department has forwarded to the Dawes Commission, they should continue to act in open defiance and disregard of such order and instructions. It is certainly an outrage upon the Delawares, who have taken all the steps that seemed possible in their own behalf to protect themselves from these wrongs.

I respectfully request that the Department request the Indian agent to remove from Mr. Gibson's land all persons objectionable to him, and likewise to instruct the Dawes Commission to notify all parties who have made selections on the segregated

lands that said selections have been canceled, and that no contests will be heard and no filings made on the segregated lands until after the Supreme Court of the United States shall have determined the rights of the Delaware Indians thereto.

Very respectfully,

RICHARD C. ADAMS,
Representing the Delaware Indians.

EXHIBIT A.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
Tahlequah, Ind. T., August 31, 1903.

R. C. ADAMS, *Fort Gibson, Ind. T.*

DEAR SIR: On July 10, 1903, James S. Fuller, of Fort Gibson, Ind. T., appeared before the Cherokee land office at Tahlequah, Ind. T., and selected in allotment for his wife, Rosa L. Fuller, the S. $\frac{1}{2}$ of the SW. $\frac{1}{4}$ of the NE. $\frac{1}{4}$ of sec. 1, T. 15 N., R. 19 E., of the Indian meridian, containing 20 acres. It appears that you also claim the above-described tract of land or a part thereof.

Section 69 of the act of Congress, approved July 1, 1902 (Public—No. 241), provides as follows:

"Sec. 69. After the expiration of nine months after the date of the original selection of an allotment by or for any citizen of the Cherokee tribe, as provided in this act, no contest shall be instituted against such selection, and as early thereafter as practicable patent shall issue therefor."

You are, therefore, hereby notified that you may appear at the Cherokee land office at any time within nine months after the date of said selection and make application for the above-described tract of land, or any part thereof claimed by you, and file contest therefor if you so desire.

Respectfully,

TAMM BIXBY,
Commissioner in Charge, Cherokee Land Office.

No. 135.

DEPARTMENT OF THE INTERIOR,
Washington, September 19, 1903.

MR. RICHARD C. ADAMS, *Bond Building, Washington, D. C.*

SIR: The Department is in receipt of your communication of the 9th instant, protesting against the action of the Commission to the Five Civilized Tribes in allowing Cherokee to file on segregated Delaware lands, and requesting the Department to instruct the Commission to notify all interested parties that such selections have been canceled, and that no contests will be heard in the matter until after the United States Supreme Court shall have determined the rights of the Delawares to the segregated lands.

You inclose a copy of a letter from the Commission to you, dated August 31, 1903, advising you that James S. Fuller has filed on land claimed by you.

You are informed that your communication, with said inclosure, has been referred to the Commission, with the request that a report be made in the matter.

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 136.

DEPARTMENT OF THE INTERIOR,
Washington, September 19, 1903.

THE COMMISSION TO THE FIVE CIVILIZED TRIBES.

GENTLEMEN: You are requested to make a report upon the inclosed communication of Mr. Richard C. Adams, dated September 9, 1903, protesting against the action of your Commission in allowing Cherokee to file on segregated Delaware lands, and requesting the Department to instruct you "to notify all parties who have made selections on the segregated lands that said selections have been canceled, and that

no contest will be heard and no filings made on the segregated lands until after the Supreme Court of the United States shall have determined the rights of the Delaware Indians thereto."

Mr. Adams inclosed a copy of your letter of August 31, 1903, to him, advising that James S. Fuller, of Fort Gibson, Ind. T., had filed on land claimed by him. Said copy is also transmitted herewith.

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 137.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
Washington, October 10, 1903.

THE SECRETARY OF THE INTERIOR.

SIR: Referring to Department letter of September 19, 1903, transmitting to the Commission for report a communication from Richard C. Adams, dated September 9, protesting against the action of the Commission in allowing Cherokee to file on Delaware lands alleged to have been segregated, there is inclosed herewith a report from the Commission, dated October 2, 1903, concerning this communication.

The Commission says that no filings have been made upon any lands in the alleged Delaware segregation; that Cherokee claiming to own improvements on land within such segregation have been permitted to make out formal application for the selection of such lands, but that in no instances has such selection been approved or filed as a record by the Commission; that the notice which was sent to Mr. Adams by the Commission was sent through a mistake made in checking the land included within the alleged Delaware segregation, as is shown by the Commission's letter of September 3, 1903, to the clerk in charge of the Cherokee land office at Tahlequah. The letter referred to by the Commission is as follows:

"There is herewith returned to you, notice to R. C. Adams, Fort Gibson, Ind. T., which was sent to this office for signature. The land described in said notice is embraced in the Delaware segregation and under the restraining order heretofore issued by the supreme court of the District of Columbia, we can take no steps whatever regarding land involved in this segregation.

"The notice is therefore returned to you with a request that hereafter, before sending out any notices of a similar nature, that your office make a careful examination of the land embraced in any proposed notice for the purpose of ascertaining if the same is embraced in this segregation.

"It is especially desired that no notices of any character affecting lands embraced in the Delaware segregation be sent out from the land office and, that no action whatever be taken affecting any of said land."

The Commission also says that at the time the letter quoted was written to the land office, the office at Muscogee had received from the office at Tahlequah two notices to Mr. Adams, a copy of one of which Mr. Adams inclosed with his letter; that these notices were checked by clerks in the Muscogee office; that one of them was found to embrace land in the segregation; that the notice sent to Mr. Adams was not properly checked and was permitted to go out; that it was a mistake and should never have been sent out at that time. It is also stated that the office at Tahlequah was directed on October 2 to notify James S. Fuller that he will not be permitted to file upon the following-described land, to wit, the S. $\frac{1}{2}$ of the SW. $\frac{1}{4}$ of the NE. $\frac{1}{4}$, sec. 1, T. 15 N., R. 19 E., 20 acres, for the reason that it is within the alleged Delaware segregation, and that—

"It does not appear that Mr. Adams has lost any rights by reason of said notice being sent to him, nor would he have lost any rights had he remained quiet, for the mistake would have been caught at the land office later in checking up."

It is noticed that the Commission states:

"No filings have been made upon any lands in the Delaware segregation so far, and that the Commission has only permitted Cherokee claiming to own improvements on land within this segregation to make out a formal application, but the same in no instance have ever been approved or filed as a record by the Commission."

Section 6 of the Cherokee agreement is as follows:

"The word select and its various modifications, as applied to allotments and homesteads, shall be held to mean the formal application at the land office, to be established by the Dawes Commission for the Cherokee Nation, for particular tracts of land."

This section of the Cherokee agreement is identical with section 6 of the Choctaw and Chickasaw supplemental agreement, and the Assistant Attorney-General, in his opinion of September 3, 1903, said:

"When a selection has been made, rights presumably vest."

However, by Department letter of October 6, 1903, the Commission was directed to "proceed at once to make such examination and investigation as will enable you to determine what tracts should be added to said list and what tracts now embraced therein should be excluded, care being taken to make the list cover the full quantity of land to be segregated," and report the same to the Department for consideration. All complaints can now be investigated and passed upon by the Commission and the Department upon their merits, and there is no reason why any land in the possession of the Delawares should not be included in the list, or why any land claimed by the Cherokee should be included therein.

In view of the Department's instructions a discussion of the Commission's report is believed to be unnecessary.

Very respectfully,

W. A. JONES, *Commissioner*.

No. 138.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES,
Muscogee, Ind. T., October 2, 1903.

THE SECRETARY OF THE INTERIOR.

SIR: Receipt is acknowledged of departmental letter of September 19, 1903, in which the Commission is requested to report upon the inclosed communication of Mr. Richard C. Adams, dated September 9, protesting against the action of the Commission in allowing Cherokee to file on segregated Delaware lands and requesting the Department to instruct the Commission to notify all parties who have made selections on the segregated land that said selections have been canceled and no contests will be heard and no filings made on the segregated lands until after the Supreme Court of the United States shall have determined the rights of the Delaware Indians thereto. Also a copy of a letter from this Commission of August 31, 1903, to Mr. Adams, advising that James S. Fuller, of Fort Gibson, Ind. T., had filed on lands claimed by him.

In reply thereto, the Department is advised that no filings have been made upon any lands in the Delaware segregation so far, and that the Commission has only permitted Cherokee claiming to own improvements on land within this segregation to make out a formal application, but the same in no instance has ever been approved or filed as a record by the Commission.

Relative to the notice from the Commission which was sent to Mr. Adams, a copy of which was inclosed with the letter of Mr. Adams, this notice was sent out through a mistake made in checking the land included therein with the Delaware segregation, as is shown by a letter of the Commission under date of September 3, 1903, to the clerk in charge of the Cherokee land office at Tahlequah, Ind. T., Commissioner Breckinridge being at this place at that time. Said letter is as follows:

"There is herewith returned to you notice to R. C. Adams, Fort Gibson, Ind. T., which was sent to this office for signature. The land described in said notice is embraced in the Delaware segregation, and under the restraining order heretofore issued by the supreme court of the District of Columbia we can take no steps whatever regarding land involved in this segregation.

"The notice is therefore returned to you with a request that hereafter, before sending out any notices of a similar nature, that your office make a careful examination of the land embraced in any proposed notice for the purpose of ascertaining if the same is embraced in this segregation.

"It is especially desired that no notices of any character affecting lands embraced in the Delaware segregation be sent out from the land office and that no action whatever be taken affecting any of said land."

At the time this letter was written to the land office the office at Muscogee had received from the office at Tahlequah two notices to Mr. Adams, a copy of one of which being Mr. Adams's inclosure, and said notices were checked by clerks in this office and one of them was found to embrace land in the segregation, but the notice sent Mr. Adams was not properly checked and the notice was permitted to go out. It was a mistake and should never have gone out at that time.

The land office at Tahlequah has this day been directed to notify Mr. James S. Fuller that he will not be permitted to file upon this particular tract of land embraced in the notice complained of by Mr. Adams, for the reason that the same is within

the Delaware segregation. It does not appear that Mr. Adams has lost any rights by reason of said notice being sent to him, nor would he have lost any rights had he remained quiet, for the mistake would have been caught at the land office later in checking up.

The letter of Mr. Adams and his inclosure to the Department are herewith returned.

Respectfully,

TAMS BIXBY, *Chairman.*

(Through the Commissioner of Indian Affairs.)

No. 139.

DEPARTMENT OF THE INTERIOR,
Washington, October 17, 1903.

MR. R. C. ADAMS,
Bond Building, Washington, D. C.

SIR: The Department is in receipt of a communication from the Commissioner of Indian Affairs, dated October 10, 1903, forwarding a report from the Commission to the Five Civilized Tribes, dated October 2d, upon your letter of September 9th protesting against the action of the Commission in allowing Cherokees to file on lands listed for the Delaware Indians in the Cherokee Nation, which was referred to said Commission for report on September 19th, 1903.

The Commissioner closes his report by a quotation from departmental letter of October 6, 1903, directing the Dawes Commission to proceed to make an examination and investigation and report the list of tracts which should be segregated for the Delawares to the Department for consideration. The Commissioner states:

"All complaints can now be investigated and passed upon by the Commission and the Department upon their merits; and there is no reason why any land in the possession of the Delawares should not be included in the list, or why any land claimed by the Cherokees should be included therein."

Respectfully

THOS. RYAN, *Acting Secretary.*

No. 140.

WASHINGTON, D. C., *October 6, 1903.*

THE SECRETARY OF THE INTERIOR.

DEAR SIR: Inclosed I hand you copy of letter I have this day forwarded to the Commission to the Five Civilized Tribes. We believe that we should be consulted as to each and every tract of land that is in the list of our selections presented to the Dawes Commission in December, 1902, which is disputed, and we believe we should have a complete hearing as to our rights thereto. If there is any tract to which we are not entitled, we are willing and ready to surrender our claims to it, but we believe we should have a fair hearing in every case.

Yours, truly,

RICHARD C. ADAMS.

WASHINGTON, D. C., *October 6, 1903.*

COMMISSION TO THE FIVE CIVILIZED TRIBES.

GENTLEMEN: The Secretary of the Interior has advised me in person that he has instructed your Commission to report as to what lands should be omitted from the Delaware segregation, and what lands should be included therein. I desire, on behalf of the Delaware Indians, to request that we be allowed to answer as to each particular tract that is in dispute; that the complete record of the same be made and transmitted with your report to the Secretary, before whom we can have a last chance to present our side of the case.

Please notify me immediately at what time and place the contest will begin.

Yours, truly,

RICHARD C. ADAMS.

No. 141.

DEPARTMENT OF THE INTERIOR,
*Washington, October 9, 1903.*MR. RICHARD C. ADAMS,
Bond Building, Washington, D. C.

SIR: The Department is in receipt of yours of the 6th instant, inclosing a copy of a letter addressed by you to the Commission to the Five Civilized Tribes. In said letter to the Commission you state that you desire, on behalf of the Delaware Indians, to be allowed "to answer as to such particular tract that is in dispute; that the complete record of the same may be made and transmitted with your report to the Secretary, before whom we can have a last chance to present our side of the case."

A copy of the instructions to the Commission has been sent you, and doubtless there will be no difficulty in your being present or represented before the Commission when they proceed to consider the conflicting rights of parties to the tracts in controversy, if you so desire. The Department, however, will not expect the Commission to delay action on account of the absence of parties or attorneys representing them in respect of the disputed tracts. Prompt, efficient, and just action will be expected of the Commission.

A copy of this letter has this day been sent to the Commission for its information.

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 142.

DEPARTMENT OF THE INTERIOR,
Washington, October 13, 1903.

THE COMMISSION TO THE FIVE CIVILIZED TRIBES.

GENTLEMEN: There is inclosed herewith, for your information, copy of departmental letter of the 8th instant to Mr. Richard C. Adams, this city, in reply to his of the 6th instant, regarding his request to be represented before your Commission when you proceed to consider the conflicting rights of parties to disputed tracts of land in the Cherokee Nation.

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 143.

[Telegram.]

TALLEQUAH, *October 1, 1903.*R. C. ADAMS,
1319 Columbia Road, Washington, D. C.:

Can't get certificate till two weeks' notice posted in land office door, giving Cherokees permission to file on segregated Delaware land.

CARRIE.

NOTE.—The above telegram filed with the Department by R. C. Adams, October 12, 1903.

No. 144.

WASHINGTON, D. C., *October 9, 1903.*

THE SECRETARY OF THE INTERIOR.

DEAR SIR: I am in receipt of your letter of October 7, transmitting copy of your instructions to the Dawes Commission, requiring them to investigate and determine what lands are subject to segregation for the Delaware Indians. You further state in these instructions "that the Commission can not substitute the judgment of the Delaware Indians, or any of them, or anyone for them or any of them, for their own judgment in this matter." I wish to call your attention to the fact that the Delaware-Cherokee agreement provides that, "the selection of the lands to be purchased by the Delawares may be made by said Delawares in any part of the Cherokee Reservation east of the said line of 96°, not already selected and in possession of other parties." The agreement further provides that, "nor shall the continued ownership

and occupancy of said land by any Delaware so registered be interfered with in any manner whatever without his consent." The act referred to in your instructions to the Dawes Commission—that is, the 23d section of the Cherokee allotment act—also provides that the lands shall be selected by the Delawares and may include lands improved and occupied by them.

We hold that the Delaware Indians are entitled to the right to select 157,600 acres of land, whether improved and occupied by them or not, so long as the land so selected was not, at the time of the selection, improved and occupied by Cherokees. Or if improved and occupied by Cherokees, and Delawares had purchased said improvements, said Delawares had the right to select said lands. We hold and contend that the Delaware Indians are entitled to the right to select 110 acres of average allottable land for each member of the tribe, outside of and in addition to the 157,600 acres segregated. And your Department has concurred with us in this contention so far as to agree that we may hold, subject to the future determination of the suit now pending, 110 acres of allottable land in addition to the 157,600 acres, provided that the Delaware selecting the land is in actual possession of the same. We hold and contend that the Delaware Indians have the right, through themselves or their representatives, to designate what lands they select for segregation, and the Commission only has the right to determine whether or not the land was in possession of some Cherokee at the time the Delaware made the selection.

We insist upon being represented before the Commission and before the Department, and on being fairly heard as to our contention for each particular tract of land for which there may be adverse claims of any nature whatever. And we insist upon a report being made in each case and that the attorneys for the Delawares be furnished with a copy thereof and have an opportunity to answer, both before the Dawes Commission and before your Department.

We insist that the Dawes Commission, both in their reports to the Department and in a letter to K. S. Murchison, have misrepresented our rights to certain parts of the land that was selected for the segregation. Out of the 27 allotments referred to in the letter of July 21, 1903, to K. S. Murchison, setting forth particular tracts of land that have heretofore been filed upon by Cherokees and which tracts the Commission states are said to belong to Cherokees who have valuable improvements thereon, we find, on a careful examination of the schedule, to be in every case tracts which have long been occupied by Delawares and claimed by them, except two only, and these two are not included in the segregation at all, and never have been claimed by Delawares, so far as we know.

Surely the Commission has not thoroughly investigated this matter or they would not have made such a report; they would not have stated that these two tracts were included in the segregation if they had been careful enough to examine the list closely, and they would not have given credence to the statement that no Delaware owned the other tracts if they had given the Delawares a chance to be heard before they made their report or acted in the matter.

For the last five years we have tried to get the Dawes Commission and the Department to make the segregation of the Delaware lands, and the reply of the Commission has been that all that was required of them was to set aside the lands selected by the Delawares. The Department concurred in this view of the Commission, and so stated to me in a letter dated April 8, 1901.

All the Delawares want is fair treatment at the hands of the Dawes Commission. We have been put to large and unnecessary expense in defending our homes and our rights, and the Delawares who have written to me feel, and apparently with good reason, that they have but little hope of fair and impartial treatment from the Dawes Commission and the Cherokee. The Commission should have no motive in protecting the rights of the Cherokee to the detriment of the Delawares, and we certainly do not ask them to give us anything to which we are not entitled. I can name a large number of cases where filings have been made on lands of Delawares who have owned their homes and improvements for many years, and whose rights to the same have never been questioned, and are not questioned to-day except that some Cherokee has set up a claim to the land, not because of owning any improvements thereon, nor because of any right to it, but for reasons and motives unknown to us.

I wish to be able to advise my people immediately of the true status of their affairs and on what they can depend as to the course that will be pursued in the future regarding their lands. They feel much discouraged, for everything that is done apparently leaves them in a worse predicament than before.

For these reasons we request permission to appear before the Dawes Commission at any sittings it may have for the purpose of finally determining what lands shall be included in the Delaware segregation, and that a complete record and report may be

made of such proceedings in order that we may have the opportunity to file exceptions for review by your Department in case we shall consider that the segregation is not made in accordance with the law and in full justice to the Delawares.

Yours truly,

RICHARD C. ADAMS.

No. 145.

DEPARTMENT OF THE INTERIOR,
Washington, October 15, 1903.

MR. RICHARD C. ADAMS,
Bond Building, Washington, D. C.

SIR: The Department is in receipt of your communication dated October 9, 1903, relative to the claims of the Delaware Indians, stating, among other things, that "all the Delawares want is fair treatment at the hands of the Dawes Commission;" also requesting "permission to appear before the Dawes Commission at any sittings it may have for the purpose of finally determining what lands shall be included in the Delaware segregation, and that a complete record and report may be made of such proceedings, in order that we (you) may have the opportunity to file exceptions for review" by this Department, in case you consider that the segregation has not been made in accordance with the law and in full justice to the Delawares.

It is evident that when your said letter was written you had not received departmental letter of October 9, in response to yours of the 6th instant, inclosing a letter addressed by you to the Dawes Commission, asking to be allowed "to answer as to each particular tract that is in dispute, that the complete record of the case may be made and transmitted with your (their) report to the Secretary, before whom we (you) can have a last chance to present our side of the case."

In said letter you were advised that a copy of the instructions to the Commission had been sent you, and "doubtless there will be no difficulty in your being present or represented before the Commission when they proceed to consider the conflicting rights of parties to the tracts in controversy, if you so desire. The Department will not expect the Commission to delay action on account of the absence of parties or attorneys representing them in respect of the disputed tracts. Prompt, efficient, and just action will be expected of the Commission."

It is hardly necessary to assure you that the Department earnestly desires that its every action shall be in strict accord with the principles of justice as to the rights of both the Delawares and the Cherokees.

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 146.

WASHINGTON, D. C., *October 26, 1903.*

THE SECRETARY OF THE INTERIOR.

SIR: Kindly furnish me with copies of the following:

Departmental letter of September 28, 1903, to the Commission to the Five Civilized Tribes, in regard to a letter from me respecting the Delaware lands.

Letter of September 28, 1903, I. T. D. 6798.

Departmental letter of October 7, 1903, to Mary Nairn, requesting to be advised why all of the registered Delaware lands are not segregated.

Copy of report of the Commission to the Five Civilized Tribes of September 5, 1903, submitted with the Commissioner of Indian Affairs' letter of October 1, 1903.

Respectfully,

RICHARD C. ADAMS.

No. 147.

DEPARTMENT OF THE INTERIOR,
Washington, October 27, 1903.

MR. RICHARD C. ADAMS,
Bond Building, Washington, D. C.

SIR: In compliance with the request in your letter of the 26th instant, there are inclosed herewith copies of the following letters:

Report of the Commission to the Five Civilized Tribes, dated September 5, 1903, upon a communication from Mary Nairn, of Coodys Bluff, Ind. T., regarding Delaware segregation.

Departmental letter of September 28, 1903, to the Commission to the Five Civilized Tribes, asking for report upon charges made by you, concerning the acceptance of applications by the Commission, after the receipt of notice of the order of the supreme court of the District of Columbia in the case of George Bullette et al. v. E. A. Hitchcock et al.

Departmental letter of October 7, 1903, to said Mary Nairn.

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 148.

BALTIMORE, *October 6, 1903.*

Hon. THOMAS RYAN,

Acting Secretary, Department of the Interior, Washington, D. C.

MY DEAR SIR: I understood from your recent letter that I should receive within a day or two after its date a commission either as "Special inspector" or "Special supervisor;" as yet, however, it has not come to hand. The matter would not be one of any consequence in itself, but, as I am about to write to the officials in the Indian Territory affected by the statements of the Brosius report, and also by those contained in other documents which I have received, I should like to sign the letters with my proper title; although, as I think I stated to you, I have no preference between the two suggested.

I was informed this morning that some expressions had fallen from Judge Anderson, and had been published, commenting upon the action of the Dawes Commission in resuming the practice discontinued by reason of the temporary restraining order in the case of the Delaware Indians immediately upon the dissolution of that order, and also that some action had been taken by the Department in connection with the same matter. These various incidents are said to have occurred either yesterday or the day before, but I have seen no reference to them in such papers as I have read, nor was anything said to me on the subject by the counsel of these Delaware Indians who called upon me yesterday. If these matters are of any relevancy in connection with the investigation intrusted to me, and the Department can give me any information in the premises, I shall be much indebted.

I inclose you herewith an original paper which seems to have been overlooked when I returned the others. It consists of a letter from one P. M. Clark, signing himself as "Notary public," addressed to the Secretary of the Interior, reflecting upon the town-site commission of Boswell, and inclosing a clipping about another town-site commission in the town of Coalgate.

I remain, my dear sir, yours, most truly,

CHARLES J. BONAPARTE.

No. 149.

DEPARTMENT OF THE INTERIOR,

Washington, October 7, 1903.

Mr. CHARLES J. BONAPARTE,

Special Inspector for the Indian Service, Baltimore, Md.

MY DEAR SIR: Referring to your letter of yesterday, I will state that your commission, dated September 15, 1903, as special inspector for the Indian Service, will be mailed you immediately upon the return of the Secretary—probably next Saturday.

Referring to that portion of your letter relative to the action of the Department and the Dawes Commission under the restraining order in the case you refer to, I am inclined to think you should have copies of the entire record in the Department on the subject, inclusive of such as are pertinent to the matter of the segregation of the Delaware lands, in order that you may have an intelligent view of the situation regarding it; accordingly, the Department has in preparation such copies and will forward the same to you at the earliest practicable moment, imparting to you all the relevant information in the possession of the Department.

Immediately upon the return of the Secretary I think he may desire to call your attention to town-site conditions in the Indian Territory, but I will not here attempt to anticipate his action in the matter by any further reference to the subject.

It is highly probable that in the course of your investigations developments will suggest the importance to you of information contained in the records of the Department. In all such cases the Department will promptly and with pleasure furnish you such information upon your request. In other words, the Department desires

to impress upon you that all the records of the Department and all other information in its possession pertinent to any inquiry relative to the investigation under your charge are subject to your use.

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 150.

DEPARTMENT OF THE INTERIOR,
Washington, October 10, 1903.

MR. CHARLES J. BONAPARTE,
216 St. Paul Street, Baltimore, Md.

SIR: In further reply to your letter of October 6, 1903, I have the honor to inclose herewith a memorandum showing the action of the Department in the matter of the segregation of Delaware lands under section 23 of the act of July 1, 1902 (32 Stat., 716), to which reference is made in the opinion of the supreme court of the District of Columbia in the case of George Bullette et al. v. Ethan Allen Hitchcock, Secretary of the Interior, et al., No. 23991.

Respectfully,

THOS. RYAN, *Acting Secretary.*

OCTOBER 10, 1903.

Memorandum of action of the Dawes Commission and the Department in the matter of the segregation of lands claimed by the Delaware Indians under the provisions of section 23 of the act of July 1, 1902 (32 Stat., 716).

The Dawes Commission in its monthly report, dated October 9, 1902, of work performed during the month of September, 1902, advised the Department that—

“On September 25, 1902, an order was promulgated, to the effect that on January 1, 1903, an office for the allotment of lands in the Cherokee Nation would be established at Vinita, Ind. T., said office to be maintained there until April 30, 1903, and then removed to Tahlequah, Ind. T., where it would be opened May 4, 1903, and maintained indefinitely.”

Said report was forwarded by the Commissioner of Indian Affairs on October 17, 1902, with the recommendation that it be approved. On October 20, 1902, the Department addressed a letter to the Dawes Commission, stating that its report was approved, without making any special reference to the statement concerning the opening of the land office.

On April 18, 1903, Mr. R. C. Adams addressed a communication to the Secretary of the Interior and the Commissioner of Indian Affairs, complaining of the action of the Commission relative to the segregation of Delaware lands, copy of which is inclosed, marked “Exhibit 1.” Said letter was forwarded on April 28, 1903, by the Acting Commissioner of Indian Affairs, with the recommendation that “the whole matter be referred to the Commission for early report,” and the letter and report were referred to the Assistant Attorney-General for his opinion on May 4, 1903. (See Exhibit 4.)

On April 20, 1903, the Commission made a report relative to its action in segregating 157,600 acres of land under section 23 of the act of July 1, 1902, a copy of which, together with copies of its exhibits, is inclosed herewith, marked “Exhibit 2.”

On April 30, 1903, the Acting Commissioner of Indian Affairs forwarded the Commission's report above referred to with his letter, a copy of which is inclosed, marked “Exhibit 3.”

On May 4 the Department referred the matter to the Assistant Attorney-General in a letter, a copy of which is inclosed, marked “Exhibit 4.”

On June 1 the complainants in said case No. 23991 filed a bill, a copy of which is inclosed, marked “Exhibit 5.”

On June 1 the Department referred to the Assistant Attorney-General letter of Richard C. Adams, dated May 27, 1903, copies of both letters herewith, marked “Exhibit 5½.”

June 2 the supreme court of the District of Columbia granted a restraining order until after final hearing, which was fixed for the 19th day of June, copy herewith, marked “Exhibit 6.”

On June 6 Mr. R. C. Adams addressed a letter to the President complaining of the action of the Dawes Commission relative to allowing applications upon the lands claimed to have been segregated, copy of which is inclosed, marked “Exhibit 7.”

On June 8 the chairman of the Commission addressed a communication to the Secretary in response to said letter. (Copy inclosed, marked “Exhibit 8.”)

On July 21 the Department received a communication in the nature of a memorandum, dated July 18, 1903, from Mr. George S. Chase, one of the attorneys for the Delawares, complaining of the action of the Commission in receiving applications for lands claimed to have been segregated for the Delawares. (Copy of said letter is inclosed, marked "Exhibit 9.")

On July 21 the Department sent a telegram to the chairman directing the Commission to suspend all action on applications for Cherokee allotments received prior to the suit, and not to receive or act upon any later applications until so directed, and to report facts. (Copy inclosed, marked "Exhibit 10.")

July 22, the Commission wired the Department that the Commission had resolved "that Cherokee citizens not of Delaware blood occupying lands embraced in the Delaware segregation shall be permitted to make application for such lands," and claimants might institute contest proceedings. (Copy of said telegram is inclosed, marked "Exhibit 11.")

On the same day the Department wired the chairman of the Commission "to receive no applications for Cherokee allotments under the resolutions adopted by the Commission June 30." (Copy herewith, marked "Exhibit 12.")

On the same day the Department, referring to said telegram, addressed a letter to the Commission, in which it is stated: "Independently of any strict construction of the restraining order herein, the policy of the Department in such cases is always to suspend all action which will in any way affect the matters complained of until such time as they may be passed upon by the court wherein the suit is instituted." (A copy of said letter is inclosed, marked "Exhibit 13.")

On the same day the Department received telegram from Commissioner in Charge Needles, stating that Commission has no notice or information of the restraining order referred to in departmental telegram of July 21. (Copy of said telegram is inclosed, marked "Exhibit 14.")

Under date of September 17 the Commissioner of Indian Affairs submitted a letter of said Adams, dated September 14, relative to injuries claimed to have been perpetrated upon the Delaware Indians now residing in the Indian Territory. (Copy of said letter inclosed, marked "Exhibit 15.")

The original of said letter was referred to the Commission to the Five Civilized Tribes on September 28 for full report. (Copy herewith, marked "Exhibit 16.")

On September 28 the Department wired the chairman of the Dawes Commission that the injunction had been refused and the temporary restraining order had been discharged by Judge Anderson that morning. (Copy herewith, marked "Exhibit 17.")

On October 2 the Department wired the Commission not to receive applications for allotments in the Cherokee Nation until further directed, and letter will follow. (Copy herewith, marked "Exhibit 18.")

On the same day the Department received a letter from Mr. Richard C. Adams, requesting copies of certain letters. (A copy of his letter inclosed, marked "Exhibit 19.")

On October 3, 1903, the Department complied with Adams's request of the 2d. (Copy of said departmental letter is inclosed, and, together with copies of the letters therein referred to, is marked "Exhibit 20.")

On October 6 the formal decree in said case No. 23991 was entered by the judge. (Copy herewith, marked "Exhibit 21.")

On the same day, October 6, the Department sent a letter of instructions to the Dawes Commission relative to its duty concerning the segregation of the Delaware lands. (Copy herewith, marked "Exhibit 22.")

October 7 the Department transmitted to Richard C. Adams copy of departmental letter of October 6, 1903, sent to the Commission to the Five Civilized Tribes, relative to the segregation of lands in the Cherokee Nation for the Delaware Indians. (Copy of said letter to Adams herewith, marked "Exhibit 23." See "Exhibit 22.")

On October 7 the Department received a letter from Richard C. Adams, dated October 6, 1903, in regard to what lands should be omitted from the Delaware segregation, and requesting to be allowed to answer as to each particular tract in dispute, and inclosing copy of a letter addressed by him to the Dawes Commission regarding the same matter. (Copies of both letters inclosed, marked "Exhibit 24.")

On October 9 the Department replied to Adams's letter of the 6th, advising him that there would be no difficulty in his being represented before the Commission if he so desired, but that the Department would not expect the Commission to delay action on account of the absence of parties or attorneys representing them in respect of the disputed tracts. (Copy of said departmental letter inclosed, marked "Exhibit 25.")

A copy of petition in the Court of Claims (No. 24067) of the Delaware Indians *v.* The United States is herewith inclosed, marked "Exhibit 26."

No. 151.

DEPARTMENT OF THE INTERIOR,
Washington, October 13, 1903.

The COMMISSIONER OF INDIAN AFFAIRS.

SIR: The Department is in receipt of your report dated October 8, 1903, transmitting a petition of Isaac Secondine and others, relative to the segregation of Delaware lands in the Cherokee Nation. You state that your office is not advised "of what action the Department proposes to now take" in reference to the segregation of said lands.

Your attention is invited to departmental letter of October 7, 1903, inclosing for your information copy of departmental letter of October 6, 1903, sent to the Commission to the Five Civilized Tribes, furnishing your office information relative to the proposed action of the Department.

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 152.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES,
Muscogee, Ind. T., September 17, 1903.

The SECRETARY OF THE INTERIOR.

SIR: There is herewith inclosed for the information of the Department a petition of Isaac Secondine et al. relative to the condition of certain lands held by Delaware Indians in the Cherokee Nation.

In this connection the attention of the Department is invited to the report of the Commission of September 5, 1903, wherein the matters complained of in this petition are fully set forth.

Respectfully,

TAMS BIXBY,
Chairman.

(Through the Commissioner of Indian Affairs.)

No. 153.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES,
Muscogee, Ind. T., September 26, 1903.

The SECRETARY OF THE INTERIOR.

SIR: I have the honor to acknowledge receipt of departmental letter of September 22, in which is returned letter of Hon. Green McCurtain, which was inclosed by mistake in the Commission's letter of the 17th instant.

Inclosed herewith find the petition of Isaac Secondine et al., relative to the condition of certain lands held by Delawares in the Cherokee Nation, which should have been transmitted with the Commission's letter of the 17th instant.

Respectfully,

TAMS BIXBY, *Chairman.*

(Through the Commissioner of Indian Affairs.)

NOWATA, IND. T., *August 3, 1903.*

The DAWES COMMISSION.

GENTLEMEN: We, the undersigned registered Delawares, respectfully request that you segregate our lands as required by the treaty between the United States and the Cherokees, adopted on or about the 6th day of August, 1902.

Our reasons for the request are as follows: First. The law requires it. Second. It is necessary for our protection.

It is necessary for our protection, because the Delawares are not allowed to file on their land till a suit now pending in the Supreme Court is decided, while others are at liberty to file on our land, which has already been done in several instances, and the only redress we have is to begin a contest which is expensive, and which some of us are not able to do.

It is further necessary for our protection because it is asserted, we believe with truth, that an attempt will be made to compel us to take lands from among lands already segregated, far from our homes, and which would be a great injustice to us.

It is also necessary because much land has been segregated, and thus withheld from allotment, that never belonged to the Delawares, and was segregated for speculative purposes, thereby keeping many of the Delawares, who have an insufficient amount of land, from getting their private share.

Respectfully submitted.

ISAAC SECONDINE.
JAS. RANDALL.
L. T. ESTES.
C. E. BRATCHER.
LUELLA C. ROBERTS.
BEN CONNOR.
LEANDER HICKS.
FRANK RANDALL.
MARY WEAVER.
JULIA HALL.
MARY NAIRN.

[Telegram.]

MUSKOGEE, IND. T., *October 9, 1903.*

TO SECRETARY OF INTERIOR, *Washington, D. C.*

Departmental instructions concerning Delaware segregation and Cherokee allotments cause much embarrassment and will occasion long delay, large increase of expense, and great hardship upon the Cherokee people and Delawares. It is thought that the Department is not fully informed as to many important features. We believe a simple and practical solution can be arrived at after full personal discussion, and we urgently request that Chairman Bixby and W. T. Hutchings, attorney for the Cherokee Nation, be immediately called to Washington for conference.

BIXBY, *Chairman,*
NEEDLES,
BRECKENRIDGE,
Commissioners.

W. T. HUTCHINS,
Attorney for Cherokee Nation.

No. 154.

DEPARTMENT OF THE INTERIOR, OFFICE OF INDIAN AFFAIRS,
Washington, October 8, 1903.

THE SECRETARY OF THE INTERIOR.

SIR: September 17, 1903, the Commission to the Five Civilized Tribes made a report, in which it was stated that there was inclosed therewith the petition of Isaac Secondine et al., relative to the condition of certain lands held by Delaware Indians in the Cherokee Nation. The petition was not received with the Commission's report, and on September 22 it was requested to forward the same. The office is now in receipt of the Commission's report of September 26, 1903, transmitting the petition mentioned. The report and petition are inclosed herewith.

The petition is signed by Isaac Secondine and ten other persons. It is as follows: "We, the undersigned registered Delawares, respectfully request that you segregate our lands as required by the treaty between the United States and the Cherokee, adopted on or about the 6th day of August, 1902.

"Our reasons for the request are as follows: (1) The law requires it; (2) it is necessary for our protection.

"It is necessary for our protection, because the Delawares are not allowed to file on their land till a suit now pending in the Supreme Court is decided, while others are at liberty to file on our land, which has already been done in several instances, and the only redress we have is to begin a contest, which is expensive and which some of us are not able to do.

"It is further necessary for our protection because it is asserted, we believe with truth, that an attempt will be made to compel us to take lands from among lands already segregated far from our homes, and which would be a great injustice to us.

"It is also necessary because much land has been segregated, and thus withheld from allotment, that never belonged to the Delawares, and was segregated for speculative purposes, thereby keeping many of the Delawares, who have an insufficient amount of land, from getting their pro rata share."

The office has informal information that the injunction proceedings brought by George Bullette and others, in the supreme court of the District of Columbia, was decided adverse to the contention of the petitioners. It is not advised whether the petitioners are going to take an appeal from this decision, or of what action the Department proposes to take, and the Commission's two reports and the petition are respectfully submitted.

Very respectfully,

W. A. JONES, *Commissioner.*

No. 155.

[Telegram]

MUSCOGEE, IND. T., *October 9, 1903.*

TO SECRETARY OF INTERIOR,

Washington, D. C.:

Departmental instructions concerning Delaware segregation and Cherokee allotments cause much embarrassment and will occasion long delay, large increase of expense, and great hardship upon the Cherokee people and Delawares. It is thought that the Department is not fully informed as to many important features. We believe a simple and practical solution can be arrived at after full personal discussion and we urgently request that Chairman Bixby and W. T. Hutchings, attorney for the Cherokee Nation, be immediately called to Washington for conference.

BIXBY,
Chairman.

NEEDLES,
BRECKINRIDGE,
Commissioners.

W. T. HUTCHINGS,
Attorney for Cherokee Nation.

No. 156.

[Telegram.]

WASHINGTON, *October 10, 1903.*

BIXBY, *Chairman,*

Muscogee, Ind. T.:

Answering telegram 9th instant, you are directed to report to this city for conference. Department does not feel warranted in directing Hutchings to come, but has no objection to his coming if he desires.

THOS. RYAN, *Acting Secretary.*

No. 157.

DEPARTMENT OF THE INTERIOR.

OFFICE OF INDIAN AFFAIRS,

Washington, November 2, 1903.

THE SECRETARY OF THE INTERIOR.

SIR: Referring to regulations of May 4, 1903, governing the leasing of lands in the Cherokee Nation for mineral and other purposes, and to the Delaware controversy, I have the honor to advise you that there are now pending before this office about 24 leases covering lands in the Cherokee Nation. Unless otherwise directed, none of these leases will be forwarded until the Delaware lands have been segregated, except three in favor of the Cudahy Oil Company, which will be transmitted for the purpose of laying before the Department all of the leases transmitted by the inspector with his report of August 29, which was forwarded to the Department October 12.

As the supreme court of the District of Columbia has held that Delaware lands have not been segregated, it is believed that Agent Shonfelt should be instructed not

to forward any more Cherokee leases until the land shall have been segregated as required by law, as he and the inspector, as a general rule, forward such leases with recommendation that they be approved.

If the Department concurs in this suggestion, it is recommended that the office be authorized to instruct the agent by wire in accordance therewith.

Very respectfully,

W. A. JONES, *Commissioner*.

No. 158.

[Telegram.]

WASHINGTON, November 2, 1903.

UNITED STATES INDIAN INSPECTOR FOR INDIAN TERRITORY,
Muscogee, Ind. T.:

You will direct the United States Indian agent not to receive or transmit any more leases in the Cherokee Nation until the Delaware lands are segregated by the Dawes Commission, under section 23, act of July 1, 1902.

E. A. HITCHCOCK, *Secretary*.

No. 159.

DEPARTMENT OF THE INTERIOR,
Washington, November 2, 1903.

THE COMMISSIONER OF INDIAN AFFAIRS.

SIR: The Department is in receipt of your communication dated November 2, 1903, recommending that the United States Indian agent for Union Agency be instructed not to forward any more Cherokee leases until the lands shall have been segregated.

You are advised that the Department has, prior to the writing hereof, wired the United States Indian inspector for Indian Territory as follows:

"You will direct the United States Indian agent not to receive or transmit any more leases in the Cherokee Nation until the Delaware lands are segregated by the Dawes Commission under section 23, act of July 1, 1902."

The Department concurs in your suggestion to retain in your office leases covering lands in the Cherokee Nation until the segregation of the Delaware lands, except the three in favor of the Cudahy Oil Company.

Respectfully,

E. A. HITCHCOCK, *Secretary*.

No. 160.

DEPARTMENT OF THE INTERIOR, OFFICE OF INDIAN AFFAIRS,
Washington, November 12, 1903.

THE SECRETARY OF THE INTERIOR.

SIR: There is inclosed herewith a report, dated October 20, 1903, from the Commission to the Five Civilized Tribes, concerning the work performed by the Commission during the month of September.

It is shown that in the Choctaw Nation 1,366 allotments, aggregating 280,339 acres, have been made, and in the Chickasaw Nation 1,325 allotments have been made, aggregating 190,811 acres. In the Cherokee Nation 1,473 applications for allotments were received, 1,277 of this number being made by persons who had not previously appeared at the land office. There were 1,013 allotments approved, and the approval of 460 were withheld for reasons as follows: Two hundred and seventy-two because the enrollment of the applicants was not finally approved by the Department; 51 because the land applied for had already been allotted; and 137 for miscellaneous causes. The Commission says that the total area allotted in the Cherokee Nation during the month of September was 97,265.94 acres, valued at \$313,064.27. October 7, 1903, the Department instructed the Commission to suspend all allotment work in the Cherokee Nation until further directed, and also gave the Commission certain instructions concerning the segregation of the Delaware lands.

There are pending in this Office citizenship cases, as follows:

Mississippi Choctaw	112
Choctaw	28
Chickasaw	8
Cherokee	51
Creek	17
Cherokee freedmen	71
Creek freedmen	3
Total	290

There are no land contests pending before this Office.

Very respectfully,

W. A. JONES, *Commissioner*.

No. 161.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES,
Muscogee, Ind. T., October 20, 1903.

THE SECRETARY OF THE INTERIOR.

SIR: We have the honor to submit herewith the following statement of the work of the Commission to the Five Civilized Tribes for the month of September, 1903:

Cherokee allotment division.—During the month of September 514 tickets of admission to the Cherokee land office were issued, 96 of which were issued to full-blood Cherokees, making a total of 11,700 tickets issued to the close of the month.

There were also issued 352 citizenship certificates, embracing the names of 808 persons, and 161 reservation certificates, embracing 249 persons.

Applications for 1,473 allotments were received during the month. Of this number 1,277 were made by persons who had not previously appeared at the land office, while the remainder were made by persons who had theretofore selected a portion of their allotments. Of the number of allotments made 1,013 were approved, the approval of 460 being withheld for the following reasons: 272 because the enrollment of the applicants had not been finally approved by the Secretary of the Interior; 51 because the land applied for had already been allotted, and 137 for miscellaneous causes.

The land allotted during the month of September aggregates 97,265.94 acres, valued at \$313,064.27.

There have been prepared during the month 2,000 allotment and 2,000 homestead certificates, which have been executed by the Commission and mailed to the allottees.

Allotment-contest division.—The progress of the work in the allotment-contest division during the month of September and the condition of contested allotment cases at the close of the month are shown by the following detailed statement:

Cherokee Nation, total	525
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The condition of the 458 Cherokee cases pending before the Commission on September 30, 1903, was as follows:

Total	458
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Respectfully submitted.

TAMS BIXBY, *Chairman*.
T. B. NEEDLES, *Commissioner*.
C. R. BRECKINRIDGE, *Commissioner*.
W. E. STANLEY, *Commissioner*.

(Through the Commissioner of Indian Affairs.)

No. 162.

DEPARTMENT OF THE INTERIOR, OFFICE OF INDIAN AFFAIRS,
Washington, November 19, 1903.

THE SECRETARY OF THE INTERIOR.

SIR: I have the honor to transmit herewith report of the Commission to the Five Civilized Tribes, of the 9th instant, giving a statement of the work of the Commission for the month of October, 1903.

In this connection permit me to say that there are now pending in this Office citizenship cases as follows:

Mississippi Choctaws	89
Choctaws	28
Chickasaws	8
Cherokees	51
Creeks	17
Creek freedmen	3
Cherokee freedmen	71

There are three land contests pending in the Office.

Very respectfully,

W. A. JONES, *Commissioner*.

No. 163.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES,
Muskegee, Ind. T., November 9, 1903.

THE SECRETARY OF THE INTERIOR.

SIR: We have the honor to submit herewith the following statement of the work of the Commission to the Five Civilized Tribes for the month of October, 1903.

Cherokee allotment division.—During the month of October 161 tickets of admission to the Cherokee land office were issued, 22 of which were issued to full-blood Indians, making a total of 11,861 tickets issued to October 31, 1903.

In accordance with departmental instructions of October 5, the Cherokee land office was closed to the public on October 7, and so remains.

Seventy-eight citizenship certificates, embracing 164 persons, and 37 reservation certificates, embracing 59 persons, were issued during the month.

Applications for 276 allotments and homesteads were made during the month, in which were embraced the original applications of 246 persons, the remainder being the applications of persons who appeared to complete their original selections. Of the number of applications received 188 were approved, the approval of 98 being withheld for various causes. The lands allotted during the month of October aggregate 20,884.36 acres, valued at \$62,288.98.

Since the close of the office to the public the employees have been constantly at work upon certificates of allotment and homestead certificates, and have completed the writing and verification of certificates for all allotments made since the opening of the office. The homestead and allotment certificates are written up preparatory to their issuance whenever such action may be authorized, and the office has made considerable progress in classifying and checking up the data relating to segregated Delaware land preparatory to such steps with reference thereto as may be necessary in as prompt compliance as possible with departmental instructions.

Allotment contest division.—The progress of the work in the allotment contest division during the month of October, and the condition of contested allotment cases at the close of the month, as indicated by the records of that division, are shown by the following detailed statement:

*	*	*	*	*	*	*
Cherokee Nation:						
Contests instituted prior to October 1	521					
Complaints received during October	46					
Complaints returned for correction during October	7					
Contests instituted during October	39					
Total number of contests instituted to October 31	560					
Contests disposed of prior to October 1	63					
Contests disposed of during October	00					
Contests pending before Commission October 31	496					
Contests pending on appeal October 31	1					
Total	560					

The condition of the 496 Cherokee cases pending before the Commission on October 31 was as follows:

Under advisement	42
Awaiting further action of parties	11
Under advisement on motion	5
Awaiting final determination of citizenship	175
Involved in Delaware segregation	10
Awaiting issuance of notice and summons	253
Total	496

The case pending on appeal on October 31 was waiting for time to expire for filing reply to appeal.

By reason of Department telegram of October 2, 1903, directing the Commission not to receive or act upon applications for allotments of land in the Cherokee Nation until further directed, all work in Cherokee allotment contest cases was suspended on October 7, 1903.

* * * * *

Respectfully submitted.

TAMS BIXBY, *Chairman.*

T. B. NEEDLES, *Commissioner.*

C. R. BRECKINRIDGE, *Commissioner.*

(Through the Commissioner of Indian Affairs.)

No. 164.

DEPARTMENT OF THE INTERIOR,
Washington, November 23, 1903.

THE COMMISSION TO THE FIVE CIVILIZED TRIBES.

GENTLEMEN: The Department is in receipt of your report dated November 9, 1903, giving a statement of the work of your Commission for the month of October, 1903.

Inclosed is a copy of letter of the Commissioner of Indian Affairs, dated November 19, 1903, transmitting said report.

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 165.

DEPARTMENT OF THE INTERIOR, OFFICE OF INDIAN AFFAIRS,
Washington, November 19, 1903.

THE SECRETARY OF THE INTERIOR.

SIR: I have the honor to transmit herewith report of the Commission to the Five Civilized Tribes, of its work for the month of August, 1903, which had been delayed in preparation until the present time.

Very respectfully,

W. A. JONES, *Commissioner.*

No. 166.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES,
Muscooge, Ind. T., November 10, 1903.

THE SECRETARY OF THE INTERIOR.

DEAR SIR: We have the honor to submit herewith the following statement of the work of the Commission to the Five Civilized Tribes for the month of August, 1903.

* * * * *

Cherokee allotment division.—During the month of August, 1903, 816 tickets of admission to the Cherokee land office were issued, 145 being issued to full bloods. This makes a total of 11,186 tickets issued since the opening of the Cherokee land office.

Applications of all kinds by 1,688 persons for allotments and homesteads were received during the month. This number includes the original applications of 1,329 persons, the remainder being the applications of persons who had previously selected

a portion of their allotments and returned to complete their selections. Of the number of applications for allotments made, 1,059 were approved by the Commission, the approval of 529 being undetermined claims or withheld for various causes.

The total acreage of the land allotted at the Cherokee land office during the month is 106,651.54 acres and the valuation thereof \$352,865.24.

During the month 1,500 allotment and 1,500 homestead certificates have been written and verified.

Allotment contest division.—The progress of the work in the allotment contest division during the month of August, and the condition of allotment contest cases at the close of the month, as indicated by the records of that division, are shown by the following statement:

*	*	*	*	*	*	*
Cherokee Nation:						
Contests instituted prior to August 1.....						291
Complaints received during August.....						75
Complaints returned during August.....						10
						<hr/>
Contests instituted during August.....						65
						<hr/>
Total number of contests instituted up to and including August 31.....						356
						<hr/>
Contests disposed of prior to August 1.....						5
Contests disposed of during August.....						37
Contests pending before the Commission August 31.....						314
						<hr/>
Total.....						356
The condition of the 314 Cherokee contest cases pending before the Commission on August 31 was as follows:						
Set for trial.....						40
Under advisement.....						43
Awaiting further action of parties.....						9
Awaiting final determination of citizenship.....						100
Involved in Delaware segregation.....						9
Awaiting issuance of notice and summons.....						113
						<hr/>
Total.....						314
*	*	*	*	*	*	*
Respectfully submitted.						

TAMM BIXBY, *Chairman.*

T. B. NEEDLES, *Commissioner.*

C. R. BRECKINRIDGE, *Commissioner.*

(Through the Commissioner of Indian Affairs.)

No. 167.

DEPARTMENT OF THE INTERIOR,
Washington, November 23, 1903.

THE COMMISSION TO THE FIVE CIVILIZED TRIBES.

GENTLEMEN: The Department is in receipt of your report dated November 10, 1903, giving a statement of the work of your Commission for the month of August, 1903.

Inclosed is a copy of letter of the Commissioner of Indian Affairs, dated November 19, 1903, transmitting said report.

Respectfully,

THOS. RYAN, *Acting Secretary.*

No. 168.

DEPARTMENT OF THE INTERIOR, OFFICE OF INDIAN AFFAIRS,
Washington, December 22, 1903.

THE SECRETARY OF THE INTERIOR.

SIR: I have the honor to forward a report of the Commission to the Five Civilized Tribes, dated the 14th instant, giving details relative to the work of the Commission during the month of November, 1903.

There are now pending in this office the following citizenship cases:

Mississippi Choctaw	135
Choctaw by blood	9
Cherokee by blood	37
Cherokee freedmen	44
Creeks by blood	18
Creek freedmen	3

Very respectfully,

W. A. JONES, *Commissioner*.

No. 169.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES,
Muscogee, Ind. T., December 14, 1903.

THE SECRETARY OF THE INTERIOR.

SIR: We have the honor to transmit herewith the following statement of the work of the Commission to the Five Civilized Tribes for the month of November, 1903.

* * * * *
Cherokee allotment division.—During the month of November 39 tickets of admission to the Cherokee land office were issued, 6 of which were issued to full-blood Indians, making a total of 11,881 tickets issued to November 30, 1903.

All proceedings looking to the allotment of land in the Cherokee Nation having been suspended, under instructions from the Interior Department of October 6, 1903, no applications for allotment were received during this month.

The total area of land in the Cherokee Nation heretofore applied for has been computed, and is found to be 1,055,892.07 acres, valued at \$3,573,369.37, and in addition to this work the employees of this division have continued at work accumulating and classifying data in anticipation of such plan as may be adopted relative to the correction of what is at present known as the Delaware segregation.

Two special field parties were sent out from this office to complete the platting of improvements upon land in the neighborhood of Bartlesville and Vinita, both thickly settled communities. These parties were in the field about two weeks and located and platted improvements on 31 sections in several townships near Vinita, 61 full and 12 fractional sections in several townships near Bartlesville, and 9 sections in different localities elsewhere. This completes the platting of improvements for all that part of the Cherokee Nation in which it has been deemed desirable to do such work.

Allotment contest division.—The progress of the work in the allotment contest division during the month of November, and the condition of allotment contest cases at the close of the month, indicated by the records of that division, are shown by the following detailed statement:

* * * * *
Cherokee Nation.—No work in connection with allotment contests was accomplished during the month of November, this work having been suspended in accordance with departmental telegram of October 2, 1903, referred to in the report for October. The employees in that division were, however, constantly employed upon enrollment work. The following statement regarding Cherokee allotment contests is therefore practically the same as that contained in the report for October.

Contests instituted prior to November 1	560
Contests instituted during November	0

Total number of contests instituted up to and including November 30.... 560

Contests disposed of prior to November 1	63
Contests disposed of during November	0
Contests pending before the Commission November 30	496
Contests pending on appeal on November 30	1

Total 560

The condition of the 496 Cherokee cases pending before the Commission on November 30 was as follows:

Under advisement.....	42
Awaiting further action of parties.....	11
Under advisement on motion.....	5
Awaiting final determination of citizenship.....	175
Involved in Delaware segregation.....	10
Awaiting issuance of notice and summons.....	253
Total.....	496

The case pending on appeal on November 30 was waiting for time to expire for filing reply to appeal.

* * * * *

Respectfully submitted.

TAMM BIXBY, *Chairman*.
T. B. NEEDLES, *Commissioner*.
C. R. BRECKINRIDGE, *Commissioner*.

(Through the Commissioner of Indian Affairs.)

No. 170.

DEPARTMENT OF THE INTERIOR,
Washington, December 29, 1903.

THE COMMISSION TO THE FIVE CIVILIZED TRIBES,
Muskogee, Ind. T.

GENTLEMEN: The Department is in receipt of your report dated December 14, 1903, giving a statement of the work of your Commission for the month of November, 1903.

Inclosed is a copy of the letter of the Commissioner of Indian Affairs, dated December 22, 1903, transmitting said report.

Respectfully,

THOS. RYAN, *Acting Secretary*.

No. 171.

DEPARTMENT OF THE INTERIOR, OFFICE OF INDIAN AFFAIRS,
WASHINGTON, January 12, 1904.

THE SECRETARY OF THE INTERIOR.

SIR: Referring to previous correspondence concerning the Delaware segregation, I have the honor to transmit herewith a report from the chairman of the Commission to the Five Civilized Tribes, dated January 6, 1904, transmitting a report of the Commission, dated December 31 last, relative to this subject. The Commission's report is in triplicate, as are also the different schedules. One copy of the Commission's report has heretofore been furnished the Department informally. The report and schedules, together with all of the previous correspondence relating to this subject, have been carefully considered, and I can not recommend the approval of the schedules. Said report and schedules are therefore transmitted for such action as the Department may be pleased to take in the premises. One copy of the Commission's report of December 31, 1903, has been retained by the office. All of the other papers received with the chairman's report of January 6, except the copy of the Commission's report informally furnished the Department, are inclosed herewith.

Very respectfully,

W. A. JONES, *Commissioner*.

No. 172.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES,
Muskogee, Ind. T., January 6, 1903 (4).

THE SECRETARY OF THE INTERIOR.

SIR: There is transmitted herewith a report and recommendation, as called for in Departmental letter of October 6, 1903, in regard to the Delaware segregation, together with the exhibits referred to in the report.

There is also transmitted an extra copy of the report and exhibits for the use of Mr. Boneparte in case the Department deems it desirable to furnish him with such copies, he having made inquiries when here as to this particular matter.

Respectfully,

TAMS BINBY, *Chairman.*

(Through the Commissioner of Indian Affairs.)

No. 173.

MUSCOGEE, IND. T., *December 31, 1903.*

THE SECRETARY OF THE INTERIOR.

SIR: We have the honor to transmit herewith a list of lands of the Cherokee Nation constituting the Delaware segregation, which lands the Commission has caused to be so segregated in accordance with section 23 of the act known as "An act to provide for the allotment of the lands of the Cherokee Nation, for the disposition of town sites therein, and for other purposes" (Pub. Doc. 241), approved by the President July 1, 1902, and ratified by the Cherokee Nation August 7, 1902, and commonly referred to as the last Cherokee agreement.

This is amendatory or in lieu of any other list or data that this Commission has heretofore adopted or considered for this segregation.

We also send you certain accompanying papers, which will be more definitely referred to later on in this communication.

The Commission deems it necessary to make a full report upon this matter, not only because of its general importance, but also because of the gradual but ultimately complete revelation of the extraordinary character of the list of lands, 157,604.66 acres in extent, presented to the Court of Claims by counsel for the Delawares, and subsequently accepted by this Commission as a segregation for the Delawares, and of the still subsequent proceedings of said counsel in connection therewith.

The document referred to provided by its terms for the correction of wrongs and errors, but when evidence appeared of glaring wrong, amendment and even investigation were bitterly opposed by said counsel; unsustained and inadequate denials have been made, novel and astonishing doctrine has been advanced, and the whole matter has become revealed as the most ingenious, persistent, and comprehensive scheme, under a pretext of law, to hold land for personal benefit and contrary to law, and to appropriate the lawful holdings of others without their knowledge or consent, that the Commission has yet come in contact with.

The law and instructions under which the Commission has made this segregation, are as follows:

Section 23 of the last Cherokee agreement, previously referred to, provides that—
 "All Delaware Indians who are members of the Cherokee Nation shall take lands and share in the funds of the tribe, as their rights may be determined by the judgment of the Court of Claims, or by the Supreme Court, if appealed, in the suit instituted therein by the Delawares against the Cherokee Nation, and now pending; but if said suit be not determined before said Commission is ready to begin the allotment of lands of the tribe as herein provided, the Commission shall cause to be segregated one hundred and fifty-seven thousand six hundred acres of land, including lands which have been selected and occupied by Delawares in conformity to the provisions of their agreement with the Cherokees, dated April eighth, eighteen hundred and sixty-seven, such lands so to remain, subject to disposition according to such judgment as may be rendered in said cause; and said Commission shall thereupon proceed to the allotment of the remaining lands of the tribe as aforesaid. Said Commission shall, when final judgment is rendered, allot lands to such Delawares in conformity to the terms of the judgment and their individual rights thereunder. Nothing in this act shall in any manner impair the rights of either party to said contract as the same may be finally determined by the court, or shall interfere with the holdings of the Delawares under their contract with the Cherokees of April eighth, eighteen hundred and sixty-seven, until their rights under said contract are determined by the courts in their suit now pending against the Cherokees, and said suit shall be advanced on the dockets of said courts and determined at the earliest time practicable."

The instructions of the Department, and the steps heretofore taken by the Commission in regard to making the Delaware segregation, are duly set forth in the following quotations from departmental letters addressed to the Commission:

In Acting Secretary Ryan's letter of October 6, 1903, it is said that—

"* * * April 20, 1903, your Commission made a report of its action with respect to compliance with the provisions of said section 23, from which report it appears,

among other things, as follows: That on December 16, 1902, there was filed with your Commission, by Walter S. Logan, claiming to be the attorney for the Delaware Indians, a schedule of lands, aggregating 157,600 acres, selected by Delawares and claimed by them under the agreement of April 8, 1867, with the Cherokee Nation; that on December 17, 1902, by resolution, your chairman was instructed to * * * cause to be set aside and segregated 157,600 acres of land in the Cherokee Nation, in accordance with the provisions of section 23 of the act of Congress approved July 1, 1902 (Public—No. 241), subject to disposition according to such judgment as may be rendered in the case of the Delaware Indians *v.* the Cherokee Nation, now pending in the United States Court of Claims, and as shown by the description of said land * * * in the schedule above referred to; that on January 1, 1903, your Commission opened the Cherokee allotment office at Vinita, Ind. T., and proceeded to the allotment of the remaining lands of the Cherokee tribe; that on January 23, 1903, your Commission received from Richard C. Adams, claiming to represent the Delaware Indians, an alleged corrected schedule of lands selected by them; that since January 1, 1903, a number of Cherokee citizens have made applications for allotments of lands embraced wholly or in part in the aforesaid schedules, claiming to have been for years in the possession of the lands asked for and to own valuable improvements thereon, and that 'no Delaware citizen has ever occupied such lands or owned any improvements thereon;' that a number of Delaware Indians, since the filing of said schedules and the opening of the allotment office, have made requests to be 'Allowed to make final selections of land containing their improvements and upon which they reside, claiming that no portion of the lands occupied by them is included within the said Delaware segregation;' that the Commission has been advised that there are 'numerous other Delaware citizens whose improved lands are not included within the said segregation,' and 'whose property rights are thus unprotected.' Your Commission states, among other things, that it believes that the lands embraced in said schedule 'have not been selected with a due regard for the interests of either the Delaware citizens generally or other citizens of the Cherokee Nation.' The schedules of lands so selected by the Delaware Indians were not transmitted to nor formally approved by the Secretary of the Interior.

'The act referred to above imposes upon your Commission the duty of investigating and determining what lands are subject to segregation, and your Commission can not substitute the judgment of the Delaware Indians, or any of them, or anyone acting for them or any of them, for your own judgment in this matter. To be effective, the segregation must be approved by the Secretary of the Interior, and, pending such approval, your Commission should not proceed to allot any of the lands in the Cherokee Nation. When the segregation is made and approved, no application for allotment of any of the lands so segregated should be received by your Commission pending the determination of the suit in question.

"It seems clear that the list or schedule of lands does not meet the requirements of the statute in that it does not include all the lands which have been selected and occupied by Delawares, and in that it does include lands which no Delaware has selected and occupied, but to which other Cherokee citizens have claims, based upon alleged settlement and improvements thereon. You will therefore proceed at once to make such examination and investigation as will enable you to determine what tracts should be added to said list and what tracts now embraced therein should be excluded, care being taken to make the list cover the full quantity of land required to be segregated. You will, as soon as possible, report the results of such investigation, with suitable recommendations in the premises. In the meantime, and until the segregation shall have become effective, you will suspend all proceedings looking to the allotment of lands in the Cherokee Nation."

In your letter of October 29, 1903, the following statement is made:

"By letter of October 6, 1903, you were directed to make such examination and investigation as would enable you to determine what tracts of land should be added to the list of lands to be segregated for the protection of the Delaware Indians in the Cherokee Nation, and what tracts embraced in the list heretofore made out should be stricken therefrom. It is important that a final list should be made up and approved as soon as may be. It is equally important, however, that the interests of all concerned should be carefully respected and protected.

"In order that the Department may have a better understanding of the condition of affairs, and to the end that speedy action may be taken when you shall submit a new list for action by the Department, these further instructions are given: You will at your earliest convenience make up a list of the tracts embraced in the former list which, as shown by the records of your office, are claimed and occupied by Delaware Indians, and to which there are no adverse claims. You will make another list, which shall embrace all tracts claimed by Delaware Indians, but not included in the list heretofore presented to you. You will make a third list embracing the

tracts included in the list heretofore presented, to which some Cherokee citizen, other than a Delaware, makes claim. You will transmit with each of these lists a statement of the condition of the tracts embraced therein, as to the occupancy thereof, and improvements thereon so far as the same are known to you, and will also recommend what action should be taken by the Department upon each of such lists.

"These instructions are not intended to supersede those of October 6, and you will therefore proceed upon any line of examination and investigation which may have been entered upon under those instructions."

It may be here said that when the last Cherokee agreement was finally ratified, August 7, 1902, and the way made clear to begin in a satisfactory manner the allotment of the lands of the Cherokee Nation, it was the desire of the Commission to commence that work with as little delay as possible; and January 1 following was fixed upon as a desirable date upon which to open the Cherokee land office and begin the work of allotment in the Cherokee Nation. But, as the suit between the Delawares and the Cherokee was still pending, it was necessary, under the law, to make the Delaware segregation before the general allotment of the Cherokee lands could begin. Anticipating delay in case the Commission had to proceed only upon the basis of its own records in making this segregation, recourse was had to adopting as the segregation a list of the required amount of land which had been filed, by agreement between Walter S. Logan, attorney for the Delawares, and William T. Hutchings, attorney for the Cherokee, before the Court of Claims in the suit then pending before that court.

Said agreement of counsel was as follows:

"In pursuance of leave reserved and granted by the court upon the final hearing of this case, it is hereby stipulated and agreed that the record herein be amended by substituting in the place of the incorrect descriptions given in the record herein of 157,600 acres selected and claimed by the Delawares the annexed descriptions, which, upon careful examination, have been found correct.

"And it is further stipulated and agreed that the court may, in its decision and final judgment herein, use the annexed correct descriptions in the place of the incorrect descriptions contained in said reports, provided, however, such substituted descriptions do not interfere with the lawful rights or claim of other Cherokee citizens.

"WALTER S. LOGAN,

"Attorney for Petitioner.

"WILLIAM T. HUTCHINGS,

"Attorney for Respondents.

"WASHINGTON, D. C.,

"December 10, 1902."

The proceedings in making the foregoing list had been, apparently, of a laborious and painstaking character. The record (p. 363-387, inclusive, and 736-777, inclusive, No. 21139, Court of Claims) shows that this was the third list made by the Delawares or by representatives of Delawares. This list, as has been seen, was accompanied by a proviso that "such substituted descriptions do not interfere with the lawful rights or claims of other Cherokee citizens," thus making provision for the correction of mistakes or wrongs; and, the document being concurred in by counsel, it seemed to give every reasonable assurance of being at least an approximately fair and correct list of lands and a safe agreement, and as such it was duly adopted by the Commission, and the Cherokee land office was opened January 1, 1903.

Certain minor clerical errors were found, and by agreement corrected; but soon after the opening of the Cherokee land office certain Cherokee citizens, not of Delaware blood, discovered, upon applying for the allotment of their homes and improved allottable lands, that the same had, in whole or in part, been included in the list in question, which, as stated, had been segregated by the Commission, and which for convenience will now be referred to as the Adams and Logan list.

This list is what may be termed a blanket list. It does not contain the names of the holders of the land, and there was no ready way for the people to learn its real character and composition until they applied at the land office for the allotment of their lands.

The Commission was equally dependent, so far as any information conveyed on the face of the list is concerned, upon what would be developed in the course of applications for allotment. If the homes and lawful holdings of Cherokee, not Delawares, had been put into said list arbitrarily, and without purchase or the knowledge or consent of such Cherokee, such facts would then appear.

But the Commission should have been put upon its guard by the omission of the names of the holders of the land, which omission was not made in the first list pre-

sented to the Court of Claims, previously referred to, and it should have checked said list with the improvement plats, showing the holders and possessors of the lands, very laborious though such work is. But such was our confidence in the integrity of an agreed-upon descriptive list of property in dispute, formally presented to a court of the United States, and in the sufficiency and good faith of the proviso safeguarding "the lawful rights or claims of other Cherokee citizens," that our attention was not arrested by this omission of names and the necessity of the examination referred to did not at the time impress us.

When, however, the Commission permitted these Cherokee to give expression to what they deemed their "lawful rights and claims" by proceedings which were "applications" only in name, and were in fact but claims, we were assailed by an application for an injunction upon the ground that we were allotting land segregated for the Delawares, and we are informed that the members of this Commission are now made parties to a suit alleging great damages to Mr. Adams and his associates for proceedings of this character, but represented to be of a very different character.

It is needless to elaborate the fact that no such land was ever allotted or permitted, in the usual and proper sense of the term, to be even "applied" for, except in a very few instances by clerical error, which cases were promptly discovered and corrected. The words "application for an allotment," when used in connection with a proceeding of this kind, have been so used only for the lack of a more satisfactory expression, and they are likely to be misleading. These "applications" are a special class. They are, as has been stated, merely claims, which might be permitted to be made in any one of various ways; and which, after all, are simply protests by citizens against the taking of their land and a step toward presenting their "lawful rights or claims" which were presumably safeguarded by agreement between counsel.

The continued discovery of the inclusion of the homes and allottable lands of the Cherokee in the Adams and Logan list was as great a surprise to the Commission as it was to the Cherokee themselves, and it led to our communication to the Department of April 20, 1903, previously referred to.

We now send you a list, marked "A," which gives a partial idea of the extent of this wrong. Correcting certain errors found in an earlier list, and leaving out certain points in dispute, this list gives the names of 239 Cherokee citizens who, as original claimants, testify under oath that they are the sole possessors of their homes and allottable lands, which are found to be included, in whole or in part, in the Adams and Logan list. The extent of each citizen's property thus shown to have been taken without his knowledge or consent, is given, and the total amount of this exhibit of land is 13,375.80 acres.

This, as indicated, is, however, but a partial statement of the case, for two-thirds of the Cherokee have not yet appeared at the land office.

In arriving at the total, however, of lands of Cherokee not of Delaware blood, included in the Adams and Logan list, there must be considered, not only the foregoing, and probably very much more land of Cherokee which appears to have been put into said Adams and Logan list without the knowledge or consent of the lawful holders of said land, but also considerable bodies of land of certain Cherokee which have been put into that list with the knowledge and consent of the holders.

Passing to the consideration of the grand total of land in the Adams and Logan list that is shown by our records to belong to Cherokee, not of Delaware blood, and including as a part the lands just referred to in Exhibit A, attention is now called to Exhibit B, herewith inclosed, which gives the names of all such Cherokee, their citizenship card numbers, and the lands, as per townships, shown as stated to be owned by them. The aggregate of such land is 39,120.45 acres.

It is not to be assumed that all of this land will be revealed to have been put into the Adams and Logan list without the knowledge or consent of the holders, as before indicated. Some Cherokee holders of large bodies of land are understood to have made trades with Mr. Adams by which their lands became included in the Adams and Logan list.

It was intended to send you a list of this land, grouped into totals of individual holdings, and we hope to send you such an arrangement of the data in a short time; but a present partial examination shows the following Cherokee citizens to be among the principal holders of these lands, and the amounts of their holdings:

	Acres.
Robert L. Owen	6, 931. 75
Francis B. Fite	2, 579. 98
Edward L. Halsell	1, 462. 62
Jacob H. Bartles	1, 149. 62
Total	12, 123. 97

A careful analysis of the Adams and Logan list shows the following to be the totals of lands of different classes constituting that list:

Total acreage of land of different classes found to constitute the Adams and Logan list of land, as per the records of the Commission.

Number of acres held by registered Delawares with no adverse individual claimants	61,006.97
Number of acres held by registered Delawares, but having adverse claimants	1,550.22
Number of acres held by nonregistered Delawares, no adverse claimants	26,258.49
Number of acres held by nonregistered Delawares, but having adverse claimants	1,358.59
Number of acres held by Cherokee	39,120.45
Number of acres held by unidentified parties	11,103.63
Number of acres of public domain	17,102.44
Number of acres in town sites, approved	48.87
Number of acres in town sites, not approved	55.00

Total of the Adams and Logan segregation 157,604.66

The following quotations from correspondence gives the explanations of their list made by Mr. Adams and Mr. Logan. Mr. Adams makes certain business and statistical statements and offers terms of adjustment, and Mr. Logan justifies his list by a claim of legal right that is new to the Commission and, apparently, quite extraordinary in its character.

In this connection, in a letter addressed to the commissioner in charge of the Cherokee land office, December 7, 1903, Mr. Adams says:

"* * * For the information of the Commission, and for future reference, I hand you herewith a memorandum showing lands that I have purchased from certain Cherokee who formerly owned improvements thereon. These improvements belong to me. The land is put into the Delaware segregation and belongs to the Delaware Indians, subject to future determination of the Delaware council and the decision of the Supreme Court in the case now pending. The Delaware Indians contracted to pay me in land for services rendered in defending their interests. This they would prefer to do; but if for any reason they can not, then this land belongs to them and I will have to look to them to give me compensation for my services through other means. In any event, the lands described in the memorandum herewith inclosed do not belong to Cherokee citizens, said citizens having parted with their right to select the same by receiving cash consideration from me for whatever rights they had in and to the lands and improvements. I can send you at any time you wish copies of the original deeds or bills of sale, or the originals themselves if need be.

"In addition to the lands in the inclosed list, I have some other lands, of which at this writing I have not prepared a memorandum. * * *

"If there is any way in which I can assist you or the Commission in regard to the segregation of the Delaware lands, I will be glad to render such aid as is in my power."

A copy of the list above referred to by Mr. Adams is inclosed.

In the same connection Hon. James K. Jones, as counsel for Mr. Adams, submitted December 23, 1903, the following proposition:

"Mr. Adams authorizes me to say that he holds the lands standing in his name in the agreed list of lands submitted for segregation for his people, the registered Delawares and the descendants of registered Delawares, and not for himself; that in acquiring these lands for the benefit of his people he has expended his own money, and that he believes his people will in the event of the establishment of their claim reimburse him for all such expenditures, as well as for his risks and services in their behalf.

"That for the purpose of inducing you to include these lands in the Delaware segregation for the benefit of his people, and subject to the action of the Supreme Court, he stands ready to, and hereby proposes to, convey all such lands in any way that you may suggest to any committee of Delaware Indians to be selected by you or your Commission, to be held by them under the direction of your Commission for the sole benefit of the Delaware tribe of Indians.

"If under these safeguards you are willing to allow his people to have the benefit of these lands, bought with his money for their use, by including them in the Dela-

ware segregation, he will at once execute such conveyance as you may suggest to any parties named by you. * * *

On December 26, 1903, Mr. Adams wrote the Cherokee land office as follows:

"Inclosed I hand you copy of certain deeds and papers relating to the improvements I purchased on lands in the Cherokee Nation, which I desire to have segregated for the benefit of the Delaware Indians. Many of these papers are recorded in the records of improvements of the Illinois district. Such as are so recorded are so marked and such as are not recorded I have the originals in my office. These copies are not certified copies, but they have been carefully compared. I can, if you desire, send the original papers to you at any time that you may require them.

"In looking over the list of the 302 claimants of the Delaware segregated land, I find that a large number were Delawares claiming their own land that was in the segregation. I also found that some of the land said to be in the segregation was not, and some of the tracts were claimed by more than one Cherokee. I think when you come to examine this matter closely, you will find that very few of the 302 can show reasons why the land should not be included in the segregation."

To Mr. Adams's letter of the 7th of December, reply was made by the commissioner in charge of the Cherokee land office on December 12, in part as follows:

"* * * As to the parties, some 300 in number, who have to date made claim that their occupied lands and homes have been, without their knowledge or consent, put into what has been called the Delaware segregation, such parties as commonly referred to are those who have made such complaint in person or, in some instances, in writing when information of the disposition of their lands has reached them, and none of them are of Delaware blood, nor do they make any claim as Delawares, but care will be exercised to see that no improper representations of this character prevail. * * *

"You are welcome to appear at this office in person or by representative and to consider and make suggestions and representations in regard to every tract of land in any way connected with these proceedings. In renewing the offers of this office to extend to you every facility within its power, I must call attention, however, to the fact that this business is already greatly delayed and other interests immensely inconvenienced chiefly by reason of the nature and character of the list heretofore presented by yourself and Mr. Logan for segregation, that the preliminary work has continued since early in October, and now this office is directed to make final report to the Commission as soon as possible. It seems probable that there will be very few instances in which any difference of opinion can exist as to what class any tract of land comes under. If it is of an excluded class, that of course would settle the question; and as the classes to be included have been defined by the Commission, this should make your review of the segregation, with your knowledge of the lands you are particularly interested in, a very brief labor and one that you can readily complete before this office makes its report. I hope to report to the Commission within not exceeding ten days; and, as heretofore, all the data is open to your inspection."

To the letter above referred to from Hon. James K. Jones reply was made from the Cherokee land office December 26. After reviewing the matter to date and reciting that Mr. Adams had telegraphed his intention to be at Tablequah on December 21, that reply contains the following language:

"* * * Mr. Adams did so appear on that date, and he exhibited a bundle of papers, which he said were bills of sale of land or improvements he had bought, and which he said he would leave with this office. He was told that the originals would be returned to him as soon as copies could be made, but he failed to leave the papers.

"On the 22d instant, at Muskogee, Mr. Adams made to me the same statement about leaving the bills of sale, but he did not leave them, and to this date he has furnished the Commission no evidence of the persons from whom he acquired these lands, upon what terms, or by what authority, except such general statements as I have enumerated. He does not avail himself of the repeated offers of access to all of our records in this business, nor does he submit any evidence that the lands he claims are not rightfully held as shown by our improvement plats and other evidence of record. He can not reasonably ask the Commission to delay without limit, nor expect to gain his case by simply making complaint and withholding the evidence.

"In answer now more specifically to your proposal, as at present advised I do not see that this office under its instructions can accede to the proposition.

"As you say, Mr. Adams expended his own money under a belief that his clients would 'reimburse him,' etc. In other words, he indulged in a business transaction and apparently with a view of the law respecting the making of the Delaware segregation greatly at variance from that held by the Commission. According to the

doctrine laid down by Walter S. Logan, counsel for the Delawares, and according to the way the Adams and Logan list of land for segregation now seems to have been made up, there was no need for Mr. Adams to expend his money except for his personal benefit and profit. Mr. Logan, in his letter of December 3, says:

"The agreement between the Delawares and the Cherokees of April 8, 1867, provides that—

"The selection of the lands to be purchased by the Delawares may be made by said Delawares in any part of the Cherokee Reservation east of the said line of 96, not already selected and in the possession of other parties."

"The Delawares, therefore, are to make their own selections.

"The selections they have made are on file with you. The only question that can arise, therefore, is as to whether any part of the lands so selected were 'already selected and in the possession of other parties,' within the meaning of the agreement.

"The phrase 'already selected and in the possession of other parties' refers, of course, to the date of the agreement—that is, April 8, 1867. If it is claimed, therefore, that any part of these lands were not open to the Delawares to select, it must be because on April 8, 1867, they had been 'already selected and in the possession of other parties' who are now claiming them. It is not enough that the lands should have been 'selected.' They must have been not only 'selected,' but in the actual 'possession of other parties.'

"* * * we are entitled to have segregated to us the lands which we have selected and which were not on April 8, 1867, 'already selected and in the possession of other parties,' and such other lands as we may hereafter select in the place of those which it may determine were on that date 'already selected and in the possession of other parties.'"

"Also, according to our record, some 16,000 acres of land belonging to nearly 300 Cherokees was thus arbitrarily put into that list for segregation. All this casts grave doubt upon the correctness of the status of Mr. Adams's lands as defined by him. * * *

"I do not enter upon other features of the case, such as the power of the Commission to make such an arrangement, the effect of incumbrances upon the land, and the inevitable perversion of the Commission to functions of a personal and private character, such as the excess holding of land and the collection of debts that have no security in law. It does not appear necessary to go into these matters, except to suggest them, for, so far as my duty is concerned, Mr. Adams' transaction, in principle and from the beginning, seems to me to be contrary to what I am directed to recognize as lawful, except in so far as he may be able to show selections in which he is personally interested as a registered Delaware, or as an heir of a registered Delaware to the extent of 160 acres of land per capita, as laid down in the resolution."

In regard to the memorandum of lands referred to in Mr. Adams' letter of December 7, it should be stated that it did contain the names of the persons of whom he alleges he made purchases of land or improvements, and also the dates of said purchases.

The alleged copies of bills of sale sent with Mr. Adams' letter of December 26 are found to relate to the same lands which are enumerated in the memorandum.

The "some 16,000 acres of land belonging to nearly 300 Cherokees," just referred to, is a statement based on a list of land in the Adams and Logan list, and of Cherokee claimants of the same, furnished at one time to Mr. George S. Chase, for Mr. Adams. It includes the 13,375.80 acres of Exhibit A, and it is the same land also to which Mr. Adams refers in his letter of December 26, 1903, where, in an effort to explain this obvious attempt to appropriate the property of other people, he makes the following statement:

"In looking over the list of the 302 claimants of the Delaware segregated land, I find that a large number were Delawares claiming their own land that was in the segregation. I also found that some of the land said to be in the segregation was not, and some of the tracts were claimed by more than one Cherokee. I think when you come to examine this matter closely you will find that very few of the 302 can show reasons why the land should not be included in the segregation."

Concerning this statement and explanation of Mr. Adams's, reference has already been made to Exhibit A, giving the names of 239 Cherokees whose sworn testimony, on file, contradicts him, as do our plats, as to 13,357.80 acres. There is not a line of evidence contradicting this testimony except Mr. Adams's opinion that "very few * * * can show reasons why the land should not be included in the segregation;" and copies of alleged bills of sale presented by him for 260 acres, said bills of sale bearing date March 29, 1899, August 14, 1899, and January 27, 1900, all prior to the date of the Commission's improvement plats, which plats do not show him to own or occupy any of said land; and he is further contradicted by the sworn testimony of George W. Waller, father of Goldie J. Waller (Cherokee card 5458), Sallie Taylor

(Cherokee card 5494), Susan Swan (Cherokee card 5595), Daisy D. Byrd (Cherokee card 5452), and Henry H. Byrd (Cherokee card 5473), all clearly shown, so far, to be the lawful occupants of this land. As to the rest, Mr. Adams presents nothing but an unsupported opinion of his own and a desire to take the land.

The original list of this class of land was for 16,439.78 acres, claimed by 298 persons. That included, not evidenced at the time, 1,198.62 acres claimed by 19 persons, listed as Delawares, not desirous of being involved in the Delaware dispute and requesting to be allowed to exercise their rights as Cherokees. Inclosed is a list of these persons and of their lands, marked "Exhibit C."

Also inclosed find list "D," showing the lands of all Delawares, registered and unregistered, included in the Adams and Logan list, without adverse individual claims, and given as found by town sites. Also find list "E," giving the same information, but arranged so as to show the amount of each individual's holdings.

But the original list now under consideration was found to contain in error 875.06 acres not in the Adams and Logan list, and there was also in error 990.30 acres by reason of certain tracts having been counted more than once, the same being claimed by two or more persons.

Instead, therefore, of the facts being as Mr. Adams indicates, the status of this matter is found to be as follows:

Original list.....	16, 439. 78
Less amount—	
Not included in Adams and Logan list.....	875. 06
Counted more than once.....	990. 30
	<hr/> 1, 865. 36
Leaving	14, 574. 42
Possible deduction as to Delawares claiming as Cherokee.....	1, 198. 62
	<hr/> 13, 375. 80

The foregoing indicates how unsustained are Mr. Adams's claims as to Cherokee lands shown to be included in the Adams and Logan list without purchase or the knowledge or consent of the lawful occupants of the lands. What it would amount to if full information were at hand as to the total of 39,120.45 acres of Cherokee holdings of all kinds found to be in the Adams and Logan list, we can not, of course, say at this time; but presumably it would amount to a very much larger acreage than has yet been revealed of this class of land.

What Mr. Adams claims under his alleged purchase of land or improvements, has, as far as the Commission can identify the same, no connection with the foregoing lands except as respects the 260 acres previously referred to.

As for his allegation that he bought his lands as a trustee for the Delawares, referred to particularly in the quoted correspondence with Hon. James K. Jones, investigation shows that all of said land was bought before the passage of the last Cherokee agreement, under which law we are operating, and that about one-third of it was bought even before the passage of the Curtis Act. And, again, if the doctrine of his chief legal adviser, Mr. Walter S. Logan, was a guide to him, there was, perhaps, not the slightest occasion to buy an acre of the land he desired to possess.

Mr. Logan's justification of these matters will now be considered.

While Mr. Adams makes unsupported statements and denies the facts, Mr. Logan, in speaking of the Adams and Logan list, denies nothing, but boldly announces the doctrine that—

"The Delawares, therefore, are to make their own selections.

"The selections they have made are on file with you. The only question that can arise, therefore, is as to whether any part of the lands so selected were 'already selected and in possession of other parties' within the meaning of the agreement.

"The phrase 'already selected and in the possession of other parties' refers of course to the date of the agreement, that is, April 8, 1867.

"* * * we are entitled to have segregated to us the lands which we have selected and which were not on April 8, 1867, 'already selected and in the possession of other parties.'" (Letter from Walter S. Logan to the Commission of December 3, 1903, copy inclosed.)

Mr. Logan's position need only be quoted to be understood. It hardly permits of comment.

There are few improvements in the Cherokee Nation of so ancient a date as the 8th of April, 1867. This is particularly true of what is now the most populous and opulent part of the Nation. In view of these facts, and Mr. Logan's opinion, and the general disposition manifested by these gentlemen, we can hardly be surprised at the inclusion in their list, in one way and another, of nearly 40,000 acres of the

occupied lands of Cherokee and also of some approved as well as unapproved town-site property. We can only be surprised that Mr. Adams should deem it necessary to buy any property at all, that they did not attempt to take more, and that Mr. Logan, perhaps for color and support, should make the following statement, as he does at the close of his letter of December 3, in speaking of the views of the honorable and distinguished attorney for the Cherokee Nation, viz:

"I had a talk with Mr. William T. Hutchin[g]s in Washington yesterday on this matter, and his views and mine seem to be in entire accord in this matter."

It is thus, in part at least, that this remarkable attempt has been made to acquire and retain large bodies of the choice and improved lands and homes of the Cherokees.

The record in this matter at no point shows that Mr. Adams or anyone acted as trustee, or any authority for Mr. Adams or anyone to so act, or any act distinguishable from an effort to seize property improperly and an attempt of an excess landholder to cover up his excess holdings in the Delaware segregation; and, as a last resort, to try and transmute such excess holdings into some vague sort of community interest, all alike unlawful and improper.

The list of Delaware segregated land now submitted to you for approval has been compiled under the following construction of the law and the Department's instructions, and we see no conflict between them.

Departmental letter of October 6, 1903, says:

"The act referred to above imposes upon your Commission the duty of investigating and determining what lands are subject to segregation, and your Commission can not substitute the judgment of the Delaware Indians, or any of them, or anyone acting for them or any of them, for your own judgment in this matter. * * * It seems clear that the list of schedule of lands does not meet the requirements of the statute in that it does not include all the lands which have been selected and occupied by Delawares, and in that it does include lands which no Delaware has selected and occupied, but to which other Cherokee citizens have claims based upon alleged settlement and improvements thereon. You will therefore proceed at once to make such examination and investigation as will enable you to determine what tracts should be added to said list and what tracts now embraced therein should be excluded, care being taken to make the list cover the full quantity of land required to be segregated. You will as soon as possible report the results of such investigation, with suitable recommendations in the premises. * * *

Departmental letter of October 29, 1903, says:

"By letter of October 6, 1903, you were directed to make such examination and investigation as would enable you to determine what tracts of land should be added to the list of lands to be segregated for the protection of the Delaware Indians in the Cherokee Nation, and what tracts embraced in the list heretofore made out should be stricken therefrom. It is important that a final list should be made up and approved as soon as may be. It is equally important, however, that the interests of all concerned should be carefully respected and protected.

"In order that the Department may have a better understanding of the condition of affairs, and to the end that speedy action may be taken when you shall submit a new list for action by the Department, these further instructions are given: You will, at your earliest convenience, make up a list of the tracts embraced in the former list which, as shown by the records of your office, are claimed and occupied by Delaware Indians, and to which there are no adverse claims. You will make another list, which shall embrace all tracts claimed by Delaware Indians, but not included in the list heretofore presented to you. You will make a third list embracing the tracts included in the list heretofore presented, to which some Cherokee citizen, other than a Delaware, makes claim. You will transmit with each of these lists a statement of the condition of the tracts embraced therein, as to the occupancy thereof, and improvements thereon so far as the same are known to you, and will also recommend what action should be taken by the Department upon each of such lists.

"These instructions are not intended to supersede those of October 6, and you will therefore proceed upon any line of examination and investigation which may have been entered upon under those instructions."

Section 22 of the last Cherokee agreement is as follows:

"SEC. 22. Exclusive jurisdiction is hereby conferred upon the Commission to the Five Civilized Tribes, under the direction of the Secretary of the Interior, to determine all matters relative to the appraisement and the allotment of lands."

Section 23 of said agreement provides, in the contingency that the Delaware segregation must be made, that—

"* * * the Commission shall cause to be segregated 157,600 acres of land, including lands which have been selected and occupied by Delawares in conformity to the provisions of their agreement with the Cherokees, dated April 8, 1867. * * *

It seems perfectly clear that, if the Commission is to make the segregation before

the final termination of the Delaware suit, it is referred definitely to the agreement of April 8, 1867, in order that, in discharging that duty, it may be sure that it is "including," in said segregation, as the law specifically requires, "lands which have been selected and occupied by Delawares in conformity to the provisions of their agreement with the Cherokees dated April 8, 1867."

No reference of similar questions to the courts, or even a reference of this identical question, can excuse us from the duty of construing the same law as respects our duty in making the segregation if it devolves upon us to so act in advance. The question as to whether we shall act in advance is an administrative question and not a legal question. If we must act, the legal duty is clear and mandatory. What may follow after the final decision of the courts does not enter into the legal question before us at this time. That is a consideration bearing more directly upon the administration phase of the question, and that is not now before us. We have gone, therefore, directly to the agreement of April 8, 1867, and to the facts of the present time, as best in evidence before us, to ascertain what lands "have been selected and occupied by Delawares in conformity to the provisions of their agreement with the Cherokees dated April 8, 1867 * * *"

The contingency of an allotment of land was definitely provided for in the agreement of April 8, 1867. Where there might be doubt, the text was parenthetically explained. The language is as follows:

"* * *; and in case the Cherokee lands shall hereafter be allotted among the members of said Nation, it is agreed that the aggregate amount of land herein provided for the Delawares, to include their improvements, according to the legal subdivisions when surveys are made—that is to say, 160 acres for each individual—shall be guaranteed to each Delaware incorporated by these articles into the Cherokee Nation, nor shall the continued ownership and occupancy of said land by any Delaware so registered be interfered with in any manner whatever without his consent * * *."

Then follows restrictions in these words:

"* * * that nothing herein shall confer the right to alienate, convey, or dispose of any such lands, except in accordance with the constitution and laws of said Cherokee Nation."

This agreement, upon which we are thrown as our guide in this matter, concludes as follows:

"* * * On the fulfillment by the Delawares of the foregoing stipulations, all the members of the tribe, registered as above provided, shall become members of the Cherokee Nation, with the same rights and immunities, and the same participation (and no other) in the national funds as native Cherokees, save as hereinbefore provided. And the children hereafter born of such Delawares so incorporated into the Cherokee Nation shall in all respects be regarded as native Cherokees."

The Commission is of the opinion that no land was "selected and occupied by Delawares in conformity to the provisions of their agreement with the Cherokees dated April 8, 1867," acting as Delawares, except such as has been selected and occupied by registered Delawares; and that said registered Delawares could and can only select, hold, or occupy, as Delawares, 160 acres for each individual so registered.

We find no right attaching to an unregistered Delaware to designate for or have included in the segregation any land of his own selection.

If an unregistered Delaware is occupying land acquired from one or more deceased registered ancestor, we do not feel constrained to refuse, and we do not refuse, to include said land in the segregation to the extent of not exceeding 160 acres selected and occupied by each of said deceased registered ancestors and held in continuous possession by said unregistered descendant. The same is true of the land of the ancestor of a descendant who is himself a registered Delaware.

This makes the holding of land somewhat cumulative in a few cases; but we have no desire to anticipate any question that can possibly be left untouched until the courts may render a final decision; and it has appeared to us that this course is permissible in the present instance, although it permits what as to other lands would be an excess and unlawful holding of land.

From this point we proceed to select land for the segregation from the available part of the public domain to an extent sufficient to make up the required segregation of 157,600 acres.

There are parts of the public domain which we do not consider available for this segregation. These are such parts of the excess holdings of citizens as have of necessity been relinquished under the provisions of the last Cherokee agreement and the Curtis Act. They are scattered tracts of land, much in request by citizens for their individual allotments, the same being generally of high, and often of very great value; they are frequently clouded with conflicting claims of right of possession, and the Commission believes that, at best, to put such lands into the segregation would only serve as a means of excess landholding on the part of contiguous owners of

land, an odious and vexatious violation of law that the Commission is doing its utmost to break up, and which should under no circumstances be connived at or made possible. It is with extreme reluctance that the Commission has felt required to recognize the selections of even deceased registered Delawares in a way that permits of seemingly some abuse. But that at least is clearly recognized and defined, and it is permitted only as an unavoidable evil under the law and circumstances.

In accordance with the foregoing views the Commission, on the 10th instant adopted, after full consideration, the following resolution:

"MUSCOGEE, IND. T., December 10, 1903.

"Resolved, That the Delaware segregation shall consist:

"First. Of lands shown by the records of the Commission to be selected and occupied by living registered Delawares, in accordance with the treaty of April 8, 1867, to the extent of 160 acres per capita of said living registered Delawares, said 160 acres to contain, as far as may be, the principal improvements of said living registered Delawares;

"Second. Of lands shown to have been selected by a deceased registered Delaware under said treaty of April 8, 1867, to the extent of 160 acres per capita of land so selected and occupied and which is found now to be in the possession of a descendant of such deceased registered Delaware, said land to contain, as far as may be, the principal improvements of said deceased registered Delaware;

"Third. Of public land, in addition to the foregoing, sufficient to make up a total of 157,600 acres for this segregation.

"The commissioner in charge of the Cherokee land office is directed to prepare a list of the foregoing lands as soon as possible, and to report to the Commission."

At the request of Mr. R. C. Adams and his counsel, Hon. James K. Jones, the question of what should be included in the Delaware segregation was again considered on the 22d instant, when the Commission, after full consideration, adopted the following resolution:

"Resolved, That after hearing argument in regard to making the Delaware segregation, the Commission concludes not to change the instructions heretofore given in regard thereto. The lands of the public domain placed in said segregation shall be as far as possible such as will not serve as a means of excess land holding by individuals for their personal profit."

It is upon these lines that the segregation as now submitted to you has been made. As our plats and data were not made with a special view to compiling a list of this character, the task has involved an amount of office and field work and necessitated a consumption of time difficult of appreciation by one not actually charged with the undertaking. Whatever may be its defects this much can be assured, that according to our information and data no man has been done injustice and no man has been unduly favored.

The following information may be of interest to the Department:

	Acres.
Land in the present segregation included in Adams and Logan list.....	20,609.45
Land in the present segregation not included in Adams and Logan list..	136,995.21

157,604.66

Land of the Adams and Logan list omitted from present segregation and shown by Commission's records to be:

Owned by Cherokees	39,120.45
Public domain	17,102.44
Town sites	103.87
Listed to people not identified	11,053.63
Excessive holdings of individual Delawares	69,614.82

136,995.21

The property in approved town sites, found to be included in the Adams and Logan list, is as follows:

	Acres.
Approved town sites:	
In North Tulsa	20.00
In Sallisaw	17.88
In Big Cabin	10.99

48.87

The property in town sites not yet approved, found to be included in the Adams and Logan list, is as follows:

Unapproved town sites:	Acres.
In Ochelata	30. 00
In Lawton	25. 00
	<hr/> 55. 00 <hr/>
Total of all towns:	
Approved	48. 87
Unapproved	55. 00
	<hr/> 103. 87 <hr/>

In reviewing our data, we seem to have supplied all the tables the Department desired, except a separate enumeration of the Delawares and the land claimed by them omitted from the Adams and Logan list. This involves a very lengthy search of the plats and comparison of data. We will try to supply it. This is true, however, that we have exhaustively searched the plats and the citizenship records, and sent out special field parties, both as to people and land, to make sure that no Delaware or his lawful quota of land is omitted from the list of segregated land we now send you, and we recommend that said list be approved, as curative, as set forth in the exhibits and in this report, of the evils now so patent to the Department and the Commission. This, it may be said, would be in effect an approval of all the work set forth in this report and the accompanying lists or exhibits, for, in addition to what is included in the present list of segregated lands, as just stated, it involves the rejection of every acre of land improperly included in the Adams and Logan list, which rejected lands, as already shown, amount to 136,995.21 acres.

A claim has been made with much stress that the Government paid, in 1890, \$1,000,000 of the tribal funds to the Delawares in the Cherokee Nation; that it was upon the condition that they use the money so obtained in paying for their lands and improvements in the Cherokee Nation; that first, one half of the sum was paid, and then, upon assurance that the money was being used in the way indicated, the other half was paid, and that thus an obligation was incurred or recognized, fairly operative now, to let individual Delawares hold, subject to the final decision in the Delaware-Cherokee suit, all the land they are found to be in possession of, or, at least, to segregate, as far as may be, such land as of the public domain.

The Department is doubtless better informed in regard to this transaction than the Commission. The contention, however, has not impressed the Commission as being well founded.

In the first place, there is no evidence before the Commission that this was other than a payment of tribal funds pro rata among the then recognized claimants, with only a care to see that the recipients would use the money judiciously. This might well be done under any construction of the rights of the Delawares in the Cherokee Nation; and, in the light of this act, the Department, at a subsequent date, took a distinctly opposite view from the one now contended for respecting the rights of these Delawares, as set forth in the opinion of First Assistant Attorney-General Campbell, October 5, 1897, addressed to and approved by Secretary Bliss.

It is urged that these lands are of the best lands, and that those now taken from the public domain by the Commission are, generally speaking, of much lower grade and value.

This is true. It is also true that if the Commission could find average land, available for this segregation, it would, as a matter of justice both to the Delaware claimants and the Cherokee Nation, select such land to complete the segregation to the amount required by law.

The Delawares, however, having failed to exercise or continue the operation of their distinctive rights under the contract of April 18, 1867, can not now ask the Commission to act for them in a way disassociated from mandatory conditions which have arisen. We include all the land that we consider they are, as Delawares, lawfully occupying. If they have improved land in excess of what they are considered entitled to as Delawares, they, under the practice of the Commission, can and do still have such land set aside for them, in addition to what we reserve from the public domain, to the value of 110 average acres, the allottable right and interest of a Cherokee. Every Delaware not found in possession of land is recognized in what is taken from the public domain, and still he also can at any time have reserved for him a regular Cherokee allotment.

It seems clearly too much to ask in the name of generosity or fair dealing that, in addition to all this, we shall select lands contiguous to those holders of land, only to be held professedly in trust, but in fact for their individual benefit—lands, generally speaking, far in excess of the average value—while the remoter parts of the public domain which we do select, though rated low in the scale of values adopted for purposes of distribution, yet have a market value much greater than the \$1 per acre paid by the Delawares for the tenure they contracted for.

In a separate communication we address the Department in regard to what may be necessary steps following the approval of the list of segregated lands now transmitted.

Respectfully,

THE COMMISSION TO THE FIVE CIVILIZED TRIBES.

TAMM BIXBY, *Chairman*,

T. B. NEEDLES,

C. R. BRECKINRIDGE,

Commissioners.

(Through the Commissioner of Indian Affairs.)

NEW YORK, December 3, 1903.

Hon. TAMM BIXBY,

Chairman Commission, Muscogee, Ind. T.

MY DEAR SIR: I have your telegram of November 27, stating that the Commission will meet on December 10 to consider matters pertaining to the segregation of Delaware lands and that you will be pleased to hear oral or written arguments which we may desire to present touching the method which should be adopted for making segregation.

The agreement between the Delawares and the Cherokee of April 8, 1867, provides that—

“The selection of the lands to be purchased by the Delawares may be made by said Delawares in any part of the Cherokee Reservation east of the said line of 96 not already selected and in the possession of other parties.”

The Delawares, therefore, are to make their own selection.

The selections they have made are on file with you. The only question that can arise, therefore, is as to whether any part of the lands selected were “already selected and in the possession of other parties” within the meaning of the agreement.

The phrase “already selected and in the possession of other parties” refers of course to the date of the agreement; that is, April 8, 1867. If it is claimed, therefore, that any part of these lands were not open to the Delawares to select, it must be because on April 8, 1867, they had been “already selected and in the possession of other parties” who are now claiming them. It is not enough that the lands should have been “selected.” They must have been not only “selected,” but in the actual “possession of other parties.”

If it is claimed that any part of these lands were on April 8, 1867, “already selected and in the possession of other parties” that would raise an issue, which I have no doubt your Commission has the power to determine, and we will be prepared to meet any such issue when it is raised. In case that issue should be determined against us as to any particular section or tract of land, then we will make other selections that are open to us to complete the 157,600 acres.

Otherwise, we are entitled to have segregated to us the lands we have already selected, and in any event we are entitled to have segregated to us the lands which we have selected and which were not on April 8, 1867, “already selected and in the possession of other parties,” and such other lands as we may hereafter select in the place of those which it may determine were on that date “already selected and in the possession of other parties.”

I had a talk with Mr. William T. Hutchins in Washington yesterday on this matter, and his views and mine seem to be in entire accord in the matter.

The Delawares insist upon the segregation to them of the lands which they have already selected, and, if further selections are to be made, of the lands which they may hereafter select.

I am of the opinion that the function and power of your Commission is confined simply to the determination of what lands the Delawares have selected and whether they were under the terms of this agreement open to selection by the Delawares.

Whenever any issue that may be raised in this matter is to come up for trial before your Commission, the Delawares will be properly represented either by my office or otherwise upon receiving adequate notice.

The provision limiting the right of the Delawares to select lands “not already selected and in the possession of other parties” is of course inserted simply for the

protection of parties who had already made their selections at that time and such parties alone are entitled to raise the objection. If the Delawares have bought the rights of Cherokees already in possession, or induced for any consideration the Cherokee to give up his selection, then the lands became obviously open for selection to the Delawares. The only lands which the Delawares could not select were those which were "already selected and in the possession of other parties," who are in position to insist upon their rights, and do so insist upon their rights. When they have sold out to the Delawares, they can not of course set up their prior locations against the Delaware selections.

Yours, very truly,

WALTER S. LOGAN.

On June 18, 1897, I bought from William P. Ross and Edward C. Ross three-fourths interest in the SW. $\frac{1}{4}$ and the NW. $\frac{1}{4}$ of sec. 29, T. 16, R. 20, paying the sum of \$160.

At a later date I bought the remaining interest of the Ross brothers, paying the sum of \$125.

On the 23d day of January, 1897, I bought from Walter Scott 38 acres in sec. 6, T. 15, R. 20, for which I paid the sum of \$300.

On the 27th day of November, 1896, I paid Walter Scott \$50 for about 25 acres of land on the north side of Fort Gibson and Tahlequah road, to straighten up our lines in sec. 1, T. 15, R. 20.

On the 2d day of November, 1896, I paid James S. Fuller and Rosie L. Fuller \$400 for about 40 acres of land in secs. 1 and 12, T. 15, R. 19.

On the 19th day of December, 1896, I paid William P. Ross and Mand Ross \$150 for 18 acres of land on the north side of Fort Gibson road that runs by the national cemetery, the same being in sec. 1, T. 15, R. 19.

On the 23d day of January, 1897, I paid H. C. Meigs \$500 for a tract of land then known as the Meigs pasture, consisting of about 500 or more acres, being in secs. 30 and 31, T. 16, R. 20.

On the 8th day of December, 1896, I paid to J. S. and R. L. Fuller \$200 for 15 or more acres of land bounded as follows: On the east side by the tracts lately belonging to William Ross and now belonging to R. C. Adams; on the south side by the Tahlequah and Fort Gibson road; on the west by the State line running parallel with the section line, and on the north by the Corral branch, all being in sec. 1, T. 15, R. 19.

On the 9th day of December, 1896, I paid Alfred Smith \$25 for about $2\frac{1}{2}$ acres of land in sec. 1, T. 15, R. 19, to straighten up my line.

On July 10, 1897, I paid William Hendricks and wife for 200 acres or more of land located in sec. 6, T. 15, R. 20, and sec. 31, T. 16, R. 20, \$500.

On the 3d day of December, 1896, I paid Walter Scott \$40 for 24 acres in sec. 1, T. 15, R. 19.

On the 24th day of July, 1897, I paid William P. Ross and M. W. Ross and E. G. Ross \$1,000 for 50 acres of land in sec. 6, T. 15, R. 20, and sec. 31, T. 16, R. 20; also 80 acres in sec. 29, T. 16, R. 20.

On December 24, 1896, I paid E. C. Willey \$10, and also cleared up and put in order a good road, for the right to change up my lines on the north, in sec. 1, T. 15, R. 19, and sec. 6, T. 15, R. 20.

On November 30, 1896, I paid J. Thompson and E. C. Thompson \$250 for 40 acres of land in sec. 1, T. 15, R. 19.

On the 10th day of July, 1897, I paid William Hendricks and Eliza Hendricks \$500 for 200 acres, more or less, formerly known as the Ross place, and located in sec. 6, T. 15, R. 20, and sec. 31, T. 16, R. 20.

About March, 1897, I selected and improved land in secs. 25 and 36, T. 16, R. 19, consisting of about 340 acres.

I also purchased at a later date from a party whose name I do not remember the SE. $\frac{1}{4}$ of sec. 36, T. 16, R. 19, and 80 acres in sec. 31, T. 16, R. 20.

On October 31, 1899, I paid Harve and Lucy Bacon \$200 for 160 acres of land, being the E. $\frac{1}{2}$ of the SE. $\frac{1}{4}$ of sec. 26, and the E. $\frac{1}{2}$ of the NE. $\frac{1}{4}$ of sec. 35, T. 25, R. 16.

On February 7, 1900, I bought from John Scruggs, guardian of Lincoln Scruggs, 240 acres of land, described as follows: SE. $\frac{1}{4}$ of sec. 21, and the S. $\frac{1}{2}$ of the NE. $\frac{1}{4}$ of sec. 21, and the S. $\frac{1}{2}$ of the NW. $\frac{1}{4}$ of sec. 21, all in T. 24, R. 17, for which I paid \$450.

On the 20th day of October, 1899, I paid \$600 to William Dale for 320 acres of land, being the N. $\frac{1}{2}$ of sec. 18, T. 24, R. 17.

On the 29th of August, 1899, I paid Lewis and Ella Bibbes \$1,250 for 750 acres, more or less, being the SW. $\frac{1}{4}$ of sec. 14; the S. $\frac{1}{2}$ of the NW. $\frac{1}{4}$ of sec. 14; lots 1, 2,

6, 7, and 8, in sec. 15; S. $\frac{1}{2}$ of the NE. $\frac{1}{4}$; the SE. $\frac{1}{4}$; the NE. $\frac{1}{4}$ of the SW. $\frac{1}{4}$, and the S. $\frac{1}{2}$ of the SW. $\frac{1}{4}$ of sec. 15; lots 3 and 5 in sec. 16, all in T. 24, R. 16.

On the 15th day of September, 1899, I paid C. A. Robison \$750 for the W. $\frac{1}{2}$ of the NW. $\frac{1}{4}$ of sec. 3, and the E. $\frac{1}{4}$ of sec. 4, both in T. 23, R. 17.

On the 22d of June, 1899, I paid Henry C. Meigs and Mrs. F. J. Boudinot \$500 for 560 acres of land, being the NW. $\frac{1}{4}$ of sec. 18, T. 23, R. 15, and the NE. $\frac{1}{4}$ of sec. 24, T. 23, R. 14, and the E. $\frac{1}{4}$ of the SE. $\frac{1}{4}$ of sec. 13, T. 23, R. 14.

On the 14th of August, 1899, I paid to D. W. and Ruth Rogers \$350 for the SE. $\frac{1}{4}$ of sec. 27, and the S. $\frac{1}{2}$ of the NE. $\frac{1}{4}$ of sec. 27, both in T. 24, R. 17, containing 240 acres.

On the 17th of August, 1899, I paid John Hildebrand \$225 for 200 acres of land, being the NE. $\frac{1}{4}$ of sec. 35, and the NE. $\frac{1}{4}$ of the SE. $\frac{1}{4}$ of sec. 35, T. 24, R. 17.

On the 21st of August, 1899, I paid H. H. Bird \$225 for the SE. $\frac{1}{4}$ of sec. 32, T. 24, R. 17.

On March 29, 1899, I paid John R. McIntosh \$1,250 for the NW. $\frac{1}{4}$ of sec. 32, and the N. $\frac{1}{2}$ of the SW. $\frac{1}{4}$ of sec. 32, T. 24, R. 17, being 240 acres.

List of land of the Cherokee Nation set aside as the Delaware segregation, in accordance with section 23 of the Cherokee agreement (Public—No. 241), approved by the President July 1, 1902, and ratified by the Cherokee Nation August 7, 1902.

1. Land shown to be selected and occupied by living registered Delawares.....	26,870.34
2. Land shown to be selected and occupied by deceased registered Delawares and now in possession of their descendants.....	3,203.68
3. Public domain.....	127,526.82
Total.....	157,600.84

MUSCOGEE, IND. T., December 31, 1903.

The following-described land of the Cherokee Nation is hereby segregated as the Delaware segregation of said nation, in accordance with section 23 of the Cherokee agreement (Public—No. 241), approved by the President July 1, 1902, and ratified by the Cherokee Nation August 7, 1902; and this list is in substitution or amendment of any other list or lists which have heretofore been considered by the Commission in connection with said Delaware segregation.

Land selected and occupied by living registered Delawares.

No.	Card No.	Register No.	Name and description.	Indian meridian.			Acres.	Total acres.
				Sec.	Tp.	R.		
1	105	974	Adams, Horace M.: E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	14	24	16	20.00	160.00
			NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	14	24	16	40.00	
			SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	14	24	16	40.00	
			W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	14	24	16	20.00	
			NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	23	24	16	40.00	
2	104	975	Adams, Richard C.: W. 16.85 of lot 5.....	6	15	20	16.85	156.85
			E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	1	15	19	20.00	
			SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	1	15	19	10.00	
			N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	1	15	19	20.00	
			E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	1	15	19	20.00	
			S. $\frac{1}{2}$ of S. $\frac{1}{2}$ of NW. $\frac{1}{4}$	14	24	16	40.00	
			NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	14	24	16	10.00	
			N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	14	24	16	20.00	
3	140	720	Ager, Mary: S. $\frac{1}{2}$ of N. $\frac{1}{4}$ of NE. $\frac{1}{4}$	13	27	13	40.00	160.00
			S. $\frac{1}{2}$ of NE. $\frac{1}{4}$	13	27	13	80.00	
			N. $\frac{1}{2}$ of N. $\frac{1}{4}$ of SE. $\frac{1}{4}$	13	27	13	40.00	
4	248	416	Allen, Mary: NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	7	26	17	10.00	160.00
			S. $\frac{1}{2}$ of NE. $\frac{1}{4}$	7	26	17	80.00	
			NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	7	26	17	40.00	
			W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	7	26	17	20.00	
			SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	7	26	17	10.00	

Land selected and occupied by living registered Delawares—Continued.

No.	Card No.	Register No.	Name and description.	Indian meridian.			Acres.	Total acres.
				Sec.	Tp.	R.		
5	171	470	Anderson, Daniel: W. $\frac{1}{2}$ of E. $\frac{1}{2}$ of SE. $\frac{1}{4}$	7	25	14	40.00	160.00
			W. $\frac{1}{2}$ of SE. $\frac{1}{4}$	7	25	14	80.00	
			E. $\frac{1}{2}$ of E. $\frac{1}{2}$ of SW. $\frac{1}{4}$	7	25	14	40.00	
6	64	426	Anderson, Rachel: W. $\frac{1}{2}$ of W. $\frac{1}{2}$ of NW. $\frac{1}{4}$	12	28	19	40.00	160.00
			E. $\frac{1}{2}$ of NE. $\frac{1}{4}$	11	28	19	80.00	
			E. $\frac{1}{2}$ of W. $\frac{1}{2}$ of NE. $\frac{1}{4}$	11	28	19	40.00	
7	277	876	Armstrong, Albert F.: N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	29	26	17	20.00	160.00
			SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	29	26	17	40.00	
			E. $\frac{1}{2}$ of NW. $\frac{1}{4}$	29	26	17	80.00	
			E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	29	26	17	20.00	
8	301	929	Armstrong, Annie E.: SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ less 3.00 for cemetery	18	25	17	37.00	157.00
			N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	30	26	17	20.00	
			W. $\frac{1}{2}$ of SE. $\frac{1}{4}$	30	26	17	80.00	
			E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	30	26	17	20.00	
9	76	10	Armstrong, Arthur: W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	7	26	13	20.00	160.00
			NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	7	26	13	40.00	
			N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	7	26	13	20.00	
			SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	7	26	13	10.00	
			NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	7	26	13	40.00	
			N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	7	26	13	20.00	
			SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	7	26	13	10.00	
10	158	408	Armstrong, Catherine A.: SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	18	26	17	40.00	60.00
			SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	18	26	17	10.00	
			NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	19	26	17	10.00	
11	301	874	Armstrong, Henry: NE. $\frac{1}{4}$	30	26	17	-----	160.00
12	102	404	Armstrong, Mary E.: NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	19	26	17	10.00	158.52
			Lot 2	19	26	17	38.52	
			S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	24	26	16	20.00	
			SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	24	26	16	40.00	
			NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	24	26	16	40.00	
			NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	24	26	16	10.00	
13	270	602	Armstrong, Solomon F.: NE. 10.02 of lot 3	1	26	15	10.02	50.02
			S. 20 of lot 3	1	26	15	20.00	
			N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	1	26	15	20.00	
14	138	151	Arnold, Harry: S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	15	26	13	20.00	160.00
			W. $\frac{1}{2}$ of NE. $\frac{1}{4}$	22	26	13	80.00	
			SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	22	26	13	40.00	
			E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	22	26	13	20.00	
15	49	977	Barber, Carrie: SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	25	24	21	10.00	160.00
			S. $\frac{1}{2}$ of NW. $\frac{1}{4}$	25	24	21	80.00	
			NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	25	24	21	40.00	
			W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	25	24	21	20.00	
			NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	25	24	21	10.00	
16	63	428	Barker, Lizzie W.: N. $\frac{1}{2}$ of SW. $\frac{1}{4}$	11	28	19	80.00	160.00
			SE. 10 of lot 3	18	28	20	10.00	
			E. 20 of lot 4	18	28	20	20.00	
			W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	18	28	20	20.00	
			NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	18	28	20	10.00	
			S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	18	28	20	20.00	
17	135	677	Bascomb, Mary: S. $\frac{1}{2}$ of S. $\frac{1}{2}$ of SE. $\frac{1}{4}$	5	25	13	10.00	160.00
			E. $\frac{1}{2}$ of NE. $\frac{1}{4}$	8	25	13	80.00	
			NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	8	25	13	10.00	
			E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	8	25	13	20.00	
			NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	8	25	13	10.00	

Land selected and occupied by living registered Delawares—Continued.

No.	Card No.	Reg- ister No.	Name and description.	Indian meridian.			Acres.	Total acres.
				Sec.	Tp.	R.		
18	148	480	Beaver, Eliza: SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ S. $\frac{1}{2}$ of S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	4 4 4 9 9 9 9 9	28 28 28 28 28 28 28 28	14 14 14 14 14 14 14 14	10.00 10.00 40.00 40.00 20.00 10.00 20.00 10.00	160.00
19	247	821	Beaver, Elizabeth: SW. $\frac{1}{4}$	11	28	13	.....	160.00
20	308	601	Bezion, Mary C.: SW. $\frac{1}{4}$	1	26	15	.....	160.00
21	308	340	Bezion, Stephen: SE. $\frac{1}{4}$	2	26	15	.....	160.00
22	150	94	Bigbeaver, Lens-sut-ta: W. $\frac{1}{2}$ of E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	18 18 18	25 25 25	13 13 13	40.00 80.00 20.00	140.00
23	167	525	Bixler, Amanda: SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	11 12 13 14	25 25 25 25	13 13 13 13	40.00 40.00 40.00 40.00	160.00
24	108	231	Black, Alexander: E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	8 8 8 8	28 28 28 28	13 13 13 13	80.00 20.00 20.00 40.00	160.00
25	304	213	Bratcher, Carrie: E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ E. $\frac{1}{2}$ of W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	23 23 26 26 26	25 25 25 25 25	16 16 16 16 16	20.00 10.00 80.00 40.00 10.00	160.00
26	196	218	Britton, Mrs. Minnie: E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ Lots 1 and 2 (subject to deduction of 3.32 acres)	31 31	28 28	13 13	80.00 83.32	163.32
27	79	100	Bronson, Julia: S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	14 32 32 32	25 26 26 26	12 13 13 13	80.00 20.00 20.00 40.00	160.00
28	162	523	Brown, John: SE. $\frac{1}{4}$	10	25	13	.....	160.00
29	265	724	Brown, Julia: SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ E. $\frac{1}{2}$ of NW. $\frac{1}{4}$	23 23 26	24 24 24	14 14 14	40.00 40.00 80.00	160.00
30	194	201	Brown, Mary: SW. 10 of lot 3 Lot 4 SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	3 3 3 3	27 27 27 27	13 13 13 13	10.00 41.05 40.00 20.00	111.05
31	194	281	Brown, William: W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	3 3 3 10	27 27 27 27	13 13 13 13	20.00 40.00 80.00 20.00	160.00
32	360	509	Buffalo, Lincoln: (Records of Commission do not show any land selected and occupied.)					
33	117	711	Buffalo, Thomas: S. $\frac{1}{2}$ of S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ N. $\frac{1}{2}$ of S. $\frac{1}{2}$ of NE. $\frac{1}{4}$	13 24 24	28 28 28	12 12 12	40.00 80.00 40.00	160.00

ALLOTMENT OF LANDS TO DELAWARE INDIANS.

Land selected and occupied by living registered Delawares—Continued.

No.	Card No.	Reg- ister No.	Name and description.	Indian meridian.			Acres.	Total acres.			
				Sec.	Tp.	R.					
34	98	814	Buford, Jane: E. $\frac{1}{2}$ of E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ S. 20.50 of lot 2 Lots 3 and 4 NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ (Subject to deduction of 2.64 acres.)	13 18 18 18 18	26 26 26 26 26	12 13 13 13 13	40.00 20.50 82.12 10.00 10.00	162.64			
35	325	472	Bullette, George: N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	36 36 36	20 20 20	12 12 12	80.00 40.00 40.00		160.00		
36	319	902	Bullette, John: NW. 13.41 of lot 4, less 3.31 M., K. & T. R. R. right of way S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, less 1.57 K. O. C. & S. R. R. right of way E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, less 3.06 K. O. C. & S. R. R. right of way W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, less 6.16 St. L. & S. F. R. R. right of way NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ (Subject to deduction of 0.31 acre.)	18 18 20 20 21 21 27 34	29 29 22 22 22 22 20 20	16 16 14 14 14 14 13 13	10.10 20.00 8.43 16.94 20.00 10.00 33.84 40.00			160.31	
37	91	126	Caesar, Nancy: SW. $\frac{1}{4}$	16	24	13					160.00
38	262	91	Captain, Betsy: Lot 1 and 2 S. $\frac{1}{2}$ of NE. $\frac{1}{4}$	16 16	29 29	15 15	60.55 80.00					140.55
39	329	927	Campbell, Emma J.: NE. $\frac{1}{2}$ of SE. $\frac{1}{4}$ N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ N. $\frac{1}{2}$ of S. $\frac{1}{2}$ of NE. $\frac{1}{4}$	25 36 36	25 25 25	16 16 16	40.00 80.00 40.00	160.00			
40	17	872	Chandler, Rosa E.: SE. $\frac{1}{4}$	32	25	21			160.00		
41	259	206	Childers, Nancy M.: SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ N. $\frac{1}{2}$ of NW. $\frac{1}{4}$	13 13 24	27 27 27	16 16 16	40.00 40.00 80.00			160.00	
42	243	319	Conner, Benjamin: E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ W. $\frac{1}{2}$ of NW. $\frac{1}{4}$	7 8	25 25	16 16	80.00 80.00				160.00
43	278	285	Conner, George: E. $\frac{1}{2}$ of SE. $\frac{1}{4}$	5	25	16						160.00
44	246	283	Conner, John Q.: SW. $\frac{1}{4}$	4	25	16		160.00			
45	216	736	Connor, Susan: SE. $\frac{1}{4}$	34	27	16			160.00		
46	101	703	Curleyhead, Albert: SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ E. $\frac{1}{2}$ of NE. $\frac{1}{4}$	16 21 20	26 26 26	14 14 14	40.00 40.00 80.00			160.00	
47	365	942	Davis, Elizabeth: SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	16	24	21					10.00
48	209	623	Day, James: SW. $\frac{1}{4}$	32	23	13						160.00
49	209	81	Day, Katie: S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ SE. $\frac{1}{2}$ of SE. $\frac{1}{4}$ S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	19 19 20 20	26 26 26 26	13 13 13 13	20.00 40.00 80.00 20.00	160.00			
50	21	410	Drum, Ahpahmala: SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	1 1 12 12	28 28 28 28	13 13 13 13	40.00 20.00 80.00 20.00		160.00		
51	133	462	Easy, Widow J.: S. 10.20 of lot 4 Lot 5 W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	2 2 2	27 27 27	12 12 12	10.20 20.46 20.00			50.66	

Land selected and occupied by living registered Delawares—Continued.

No.	Card No.	Register No.	Name and description.	Indian meridian.			Acres.	Total acres.
				Sec.	Tp.	R.		
52	133	463	Easy, William J.: SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ W. $\frac{1}{4}$ of SE. $\frac{1}{4}$ SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	19 19 20	26 26 26	14 14 14	40.00 80.00 40.00	160.00
53	169	634	Elkhair, Charles: SE. $\frac{1}{4}$	17	28	13	.....	160.00
54	128	268	Elkhair, Eliza: W. $\frac{1}{4}$ of SE. $\frac{1}{4}$ E. $\frac{1}{2}$ of SW. $\frac{1}{4}$	28 28	28 28	13 13	80.00 80.00	160.00
55	86	583	Elkhair, Pableenow: S. $\frac{1}{4}$ of N. $\frac{1}{4}$ of SE. $\frac{1}{4}$ S. $\frac{1}{4}$ of SE. $\frac{1}{4}$ N. $\frac{1}{4}$ of N. $\frac{1}{4}$ of NE. $\frac{1}{4}$	12 12 13	27 27 27	13 13 13	40.00 80.00 40.00	160.00
56	169	838	Elkhair, Susan: SW. $\frac{1}{4}$ less 10.71 K. O. C. & S. R. R. right of way	16	28	13	.....	149.29
57	227	476	Estes, Lorena T.: S. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ N. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	26 26 26 26 26 35	25 25 25 25 25 25	16 16 16 16 16 16	20.00 10.00 10.00 40.00 40.00 20.00	160.00
58	326	313	Everett, Calvin: W. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ S. $\frac{1}{4}$ of NW. $\frac{1}{4}$ NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ W. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	17 17 17 17	24 24 24 24	17 17 17 17	20.00 80.00 40.00 20.00	160.00
59	326	89	Everett, Sarah: Lots 1 and 2 N. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ S. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ E. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ (subject to deduction of 2.90 acres)	4 17 17 17 17 17	24 24 24 24 24 24	16 17 17 17 17 17	82.90 20.00 20.00 10.00 20.00 10.00	162.90
60	174	704	Fall-leaf, Ediza: NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ N. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ E. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ W. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ Lot 1 N. 20.44 of lot 2 SE. 10 of lot 2 (subject to deduction of 0.90 acre)	5 5 5 5 5 5 5 5 5 5	28 28 28 28 28 28 28 28 28 28	14 14 14 14 14 14 14 14 14 14	10.00 20.00 10.00 20.00 20.00 10.00 40.46 20.44 10.00	160.90
61	174	820	Fall-leaf, George: Lots 3 and 4 SW. 10 of lot 2 W. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ (subject to deduction of 0.86 acre)	5 5 5 5 5	28 28 28 28 28	14 14 14 14 14	80.86 10.00 20.00 40.00 10.00	160.86
62	203	840	Fauts, Julius: E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ E. $\frac{1}{2}$ of W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ W. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	9 9 9 9	27 27 27 27	13 13 13 13	80.00 40.00 20.00 20.00	160.00
63	236	935	Fields, Sarah: NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ S. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ E. $\frac{1}{4}$ of E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ W. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	3 3 3 3 4 10 10	24 24 24 24 24 24 24	16 16 16 16 16 16 16	10.00 20.00 20.00 10.00 40.00 40.00 20.00	160.00

Land selected and occupied by living registered Delawares—Continued.

No.	Card No.	Register No.	Name and description.	Indian meridian.			Acres.	Total acres.
				Sec.	Tp.	R.		
64	85	376	Frenchman: NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ E. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ Lot 1	1 1 2 2 2	27 27 27 27 27	12 12 12 12 12	40.00 40.00 20.00 10.00 40.76	150.76
65	146	378	Frenchman, Frank: NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ W. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ N. $\frac{1}{4}$ of NE. $\frac{1}{4}$ NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	13 13 14 14 14	28 28 28 28 28	12 12 12 12 12	10.00 20.00 80.00 10.00 40.00	160.00
66	143	868	Gibson, James W.: N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ E. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	22 22 22 22 22	28 28 28 28 28	13 13 13 13 13	80.00 40.00 20.00 10.00 10.00	160.00
67	116	446	Gordon, Sophia: W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ E. $\frac{1}{4}$ of SW. $\frac{1}{4}$	34 34	28 28	13 13	80.00 80.00	160.00
68	60	944	Haff, Cyrus P.: Lots 3 and 4 S. $\frac{1}{4}$ of NW. $\frac{1}{4}$	2 2	23 23	21 21	80.00 80.00	160.00
69	32	947	Haff, Hiram: NE. 10 acres of lot 5	3	23	21	.....	10.00
70	30	943	Haff, Mary: Lots 1 and 2 S. $\frac{1}{4}$ of NE. $\frac{1}{4}$	3 3	23 23	21 21	80.00 80.00	160.00
71	31	948	Haff, William (records of Commission do not show any land selected and occupied).					
72	100	541	Halfmoon, Fielding: S. $\frac{1}{4}$ of SE. $\frac{1}{4}$ W. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ E. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	7 4 4 5	25 25 25 25	13 13 13 13	80.00 20.00 40.00 20.00	160.00
73	114	669	Hall, Julia: N. 19.61 of lot 3 N. 19.47 of lot 4 N. 19.26 of lot 1 NE. 9.44 of lot 2 SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ S. $\frac{1}{4}$ of SE. $\frac{1}{4}$	3 3 4 4 8 8	24 24 24 24 24 24	14 14 14 14 13 13	19.61 19.47 19.26 9.44 10.00 80.00	157.78
74	107	29	Hallock, John: W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ E. $\frac{1}{4}$ of NW. $\frac{1}{4}$	34 34	26 26	13 13	80.00 80.00	160.00
75	41	344	Hawkins, Hester A.: SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	15 15 22 22	24 24 24 24	21 21 21 21	40.00 40.00 40.00 40.00	160.00
76	29	899	Hicks, Lucinda O.: W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ E. $\frac{1}{4}$ of SW. $\frac{1}{4}$	22 22	26 26	17 17	80.00 80.00	160.00
77	320	511	Handley, Margaret M.: SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	23 23 23	24 24 24	14 14 14	40.00 80.00 40.00	160.00
78	106	260	Jackson, Colonel: NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ S. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	2 9 9 9 9	28 28 28 28 28	13 13 13 13 13	10.00 20.00 80.00 40.00 10.00	160.00

Land selected and occupied by living registered Delawares—Continued.

No.	Card No.	Reg- ister No.	Name and description.	Indian meridian.			Acres.	Total acres.
				Sec.	Tp.	R.		
79	106	890	Jackson, Eliza: SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ N. $\frac{1}{2}$ of N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	2 2 2 11 11	28 28 28 28 28	13 13 13 13 13	10.00 20.00 80.00 40.00 10.00	160.00
80	302	782	James, Lizzie: (Records of Commission do not show any land selected and occupied.)					
81	252	419	Journeycake, Isaac N.: N. $\frac{1}{2}$ of N. $\frac{1}{2}$	28	26	16	.....	160.00
82	181	908	Ke ke she pa ke now: (Records of Commission do not show any land selected and occupied.)					
83	299	932	Ketchum, Abraham W.: W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ E. $\frac{1}{2}$ of E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	24 24 24 23 26 25	26 26 26 26 26 26	16 16 16 16 16 16	20.00 10.00 40.00 40.00 10.00 40.00	160.00
84	70	343	Ketchum, Elizabeth: S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ N. $\frac{1}{2}$ of NW. $\frac{1}{4}$	1 12	23 23	21 21	80.00 80.00	160.00
85	378	744	Ketchum, John R.: W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ E. $\frac{1}{2}$ of NW. $\frac{1}{4}$	12 12	24 24	16 16	80.00 80.00	160.00
86	26	346	Ketchum, Thomas E.: S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ E. $\frac{1}{2}$ of E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	15 15 16 16	24 24 24 24	21 21 21 21	20.00 80.00 40.00 10.00	150.00
87	193	578	Ketchum, Watson. (Records of the Commission do not show any lands selected and occupied.)					
88	254	108	Keys, Mary J.: E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	22 23 23 27	26 26 26 26	16 16 16 16	80.00 40.00 20.00 20.00	160.00
89	84	696	Kinney, John: SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	25 26 26	27 27 27	13 13 13	40.00 80.00 40.00	160.00
90	373	169	Kinney, John V. (Records of Commission do not show any land selected and occupied.)					
91	323	375	Lane, Lucinda E.: SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ N. 19.96 of lot 3.....	32 32 32 32 32 32 32 32 5	23 23 23 23 23 23 23 23 22	16 16 16 16 16 16 16 16 16	10.00 20.00 10.00 10.00 20.00 10.00 20.00 40.00 19.96	159.96
92	132	233	Lee, Mary: W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ E. 20 of lot 3..... E. 20 of lot 4..... E. 20 of lot 1..... W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	7 7 7 7 7 18 18	28 28 28 28 28 28 28	13 13 13 13 13 13 13	20.00 40.00 20.00 20.00 20.00 20.00 20.00	160.00
93	353	144	Lenow, Foster A.: SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	36 36 36 36 35 35 35	28 28 28 28 28 28 28	12 12 12 12 12 12 12	10.00 20.00 20.00 10.00 40.00 40.00 20.00	160.00

Land selected and occupied by living registered Delawares—Continued.

No.	Card No.	Register No.	Name and description.	Indian meridian.			Acres.	Total acres.
				Sec.	Tp.	R.		
94	183	706	Lewis, Lucy D.: NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	17	24	17	40.00	160.00
			N. $\frac{1}{2}$ of NW. $\frac{1}{4}$	20	24	17	80.00	
			N. $\frac{1}{2}$ of S. $\frac{1}{2}$ of NW. $\frac{1}{4}$	20	24	17	40.00	
95	253	572	Love, Mary J.: S. 40 of lot 1	2	28	17	40.00	160.00
			S. 40 of lot 2	2	28	17	40.00	
			N. $\frac{1}{2}$ of SE. $\frac{1}{4}$	2	28	17	80.00	
96	321	501	Love, Simon: E. $\frac{1}{2}$ of NE. $\frac{1}{4}$	25	27	16	80.00	160.00
			E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	25	27	16	20.00	
			E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	25	27	16	20.00	
			NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	25	27	16	40.00	
97	338	928	Lowrance, Adeline L.: SE. $\frac{1}{4}$	30	25	17	160.00
98	274	515	Lucas, Frank: SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	18	28	15	40.00	160.00
			E. $\frac{1}{2}$ of NE. $\frac{1}{4}$	19	28	15	80.00	
			E. $\frac{1}{2}$ of W. $\frac{1}{2}$ of NE. $\frac{1}{4}$	19	28	15	40.00	
99	274	270	Lucas, Mary: S. $\frac{1}{2}$ of SW. $\frac{1}{4}$	17	28	15	80.00	160.00
			N. $\frac{1}{2}$ of NW. $\frac{1}{4}$	20	28	15	80.00	
100	51	965	Lumbard, Sarah E.: S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	22	24	21	20.00	130.00
			S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	22	24	21	20.00	
			NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	22	24	21	40.00	
			NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	22	24	21	40.00	
			NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	22	24	21	10.00	
101	4	873	Lunday, Edward E.: W. $\frac{1}{2}$ of SE. $\frac{1}{4}$	32	25	22	80.00	167.77
			S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	32	25	22	20.00	
			SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	32	25	22	40.00	
			N. 27.77 of lot 4	4	24	22	27.77	
			(Subject to deduction of 7.77 acres.)					
102	24	869	Lunday, Robert J.: S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	36	25	22	20.00	160.00
			N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of	36	25	22	80.00	
			SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	36	25	22	40.00	
			W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ SW. $\frac{1}{4}$	36	25	22	20.00	
103	57	964	Lynch, Alice J.: NW. $\frac{1}{4}$	35	24	21	160.00
104	47	963	McCamish, Sarah A.: Lots 1, 2, 3, and 4	30	24	22	132.84	152.34
			W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	30	24	22	20.00	
105	96	4	McEwin, Susan.: SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	8	27	14	10.00	160.00
			N. $\frac{1}{2}$ of SE. $\frac{1}{4}$	8	27	14	80.00	
			SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	8	27	14	40.00	
			W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	8	27	14	20.00	
			NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	8	27	14	10.00	
106	96	398	McEwin, William: SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	6	27	14	40.00	160.00
			NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	6	27	14	40.00	
			SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	6	27	14	40.00	
			SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	6	27	14	40.00	
107	120	155	Mah wa taise (records of Commission do not show any land selected and occupied.)					
108	5	941	Marker, Jane: SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	16	24	21	10.00	160.00
			E. $\frac{1}{2}$ of NW. $\frac{1}{4}$	16	24	21	80.00	
			NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	16	24	21	40.00	
			N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	16	24	21	20.00	
			SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	16	24	21	10.00	
109	5	983	Marker, John D.: W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	9	24	21	20.00	160.00
			S. $\frac{1}{2}$ of SW. $\frac{1}{4}$	9	24	21	80.00	
			E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	8	24	21	20.00	
			NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	17	24	21	40.00	

Land selected and occupied by living registered Delawares—Continued.

No.	Card No.	Register No.	Name and description.	Indian meridian.			Acres.	Total acres.
				Sec.	Tp.	R.		
110	370	401	Marshall, John: E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	25 25	25 25	13 13	20.00 10.00	30.00
111	231	626	Miller, Andrew: SE. $\frac{1}{4}$	18	25	16	.....	160.00
112	291	621	Miller, Jesse: N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	27 27 27 27	25 25 25 25	16 16 16 16	80.00 20.00 40.00 20.00	160.00
113	164	381	Miller, Silas: SW. $\frac{1}{4}$	11	25	13	.....	160.00
114	272	898	Miller, Stephen A.: E. 20 of lot 6..... E. 20 of lot 7..... SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ E. 20 of lot 1..... NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	6 6 6 6 7 7	26 26 26 26 26 26	16 16 16 16 16 16	20.00 20.00 40.00 20.00 20.00 40.00	160.00
115	220	505	Nairn, Mary: N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	25 25 25 24 24	29 29 29 29 29	16 16 16 16 16	80.00 40.00 10.00 20.00 10.00	160.00
116	344	506	Newcomb, Thomas: S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ N. $\frac{1}{2}$ of S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	14 14 23 23 23	25 25 25 25 25	16 16 16 16 16	20.00 10.00 80.00 40.00 10.00	160.00
117	295	90	Nicholas, William W.: (Records of Commission do not show any land selected and occupied.)					
118	20	871	Nidiffer, Mary R.: N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ N. $\frac{1}{2}$ of N. $\frac{1}{4}$ of SW. $\frac{1}{4}$	8 17 17	26 26 26	23 23 23	80.00 40.00 40.00	160.00
119	125	406	Overlees, Carrie V.: E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ W. $\frac{1}{2}$ of W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	1 12 12 16 16 16 16	26 26 26 27 27 27 27	12 12 12 13 13 13 13	20.00 20.00 10.00 40.00 20.00 40.00 10.00	160.00
120	188	921	Paradee, Annie: SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	17 17 18 18 19 20	26 26 26 26 26 26	13 13 13 13 13 13	10.00 40.00 20.00 40.00 20.00 20.00	150.00
121	204	60	Parker, Jobe B.: E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	29 29 29 29 29	28 28 28 28 28	13 13 13 13 13	80.00 40.00 20.00 10.00 10.00	160.00
122	339	257	Parker, Mary: S. $\frac{1}{2}$ of N. $\frac{1}{4}$ of SE. $\frac{1}{4}$ S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	16 16 21	24 24 24	17 17 17	40.00 80.00 40.00	160.00
123	195	715	Parks, John: W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, less 3.04 K. O. C. & S. R. R. right of way.....	10 10 10 9 9	28 28 28 28 28	13 13 13 13 13	10.00 20.00 40.00 40.00 36.96	156.96

Land selected and occupied by living registered Delawares—Continued.

No.	Card No.	Register No.	Name and description.	Indian meridian.			Acres.	Total Acres.
				Sec.	Tp.	R.		
124	23	395	Pascal, John: (Records of Commission do not show any land selected and occupied.)					
125	80	40	Patiacow: NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ less 4.41 K. O. C. & S. R. R. right of way	25	26	12	35.59	
			NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	36	25	12	10.00	
			E. $\frac{1}{2}$ of W. $\frac{1}{2}$ of SE. $\frac{1}{4}$	36	25	12	40.00	
			SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of	36	25	12	40.00	
			S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	36	25	12	20.00	
			NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	36	25	12	10.00	155.59
126	211	39	Peacock, Lizzie: S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	3	25	13	20.00	
			S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	4	25	13	20.00	
			SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	4	25	13	10.00	
			NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of	9	25	13	40.00	
			NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	9	25	13	10.00	
			W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	10	25	13	20.00	
			NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of	10	25	13	40.00	160.00
127	83	705	Peterson, Eliza: SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of	23	27	13	40.00	
			E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	23	27	13	20.00	
			SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	23	27	13	10.00	
			NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of	23	27	13	40.00	
			N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	23	27	13	20.00	
			W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	23	27	13	20.00	
			NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	25	27	13	10.00	160.00
128	141	850	Pom mah pun aqua: (Records of Commission do not show any land selected and occupied.)					
129	269	19	Qua tuck a che: (Records of Commission do not show any land selected and occupied.)					
130	230	952	Randall, Frank H. (Records of Commission do not show any land selected and occupied.)					
131	255	954	Randall, James T.: SW. $\frac{1}{4}$	2	26	16		160.00
132	256	320	Roberts, Luella C. (Records of Commission do not show any land selected and occupied.)					
133	351	296	Sarcoxie, Jefferson D.: SE. $\frac{1}{4}$	16	26	13		160.00
134	207	653	Sarcoxie, John: SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	3	25	13	40.00	
			NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	3	25	13	40.00	
			S. $\frac{1}{2}$ of SE. $\frac{1}{4}$	3	25	13	80.00	160.00
135	126	556	Sarcoxie, Mary D.: SE. $\frac{1}{4}$	33	26	13		160.00
136	307	684	Secondine, Filmore: S. $\frac{1}{2}$ of NW. $\frac{1}{4}$	27	26	17	80.00	
			N. $\frac{1}{2}$ of N. $\frac{1}{2}$ of SW. $\frac{1}{4}$	27	26	17	40.00	
			SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	28	26	17	40.00	160.00
137	62	481	Secondine, John: W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	32	25	19	20.00	
			SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	32	25	19	40.00	
			S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	32	25	19	20.00	
			W. $\frac{1}{2}$ of SW. $\frac{1}{4}$	32	25	19	80.00	160.00
138	310	275	Secondine, Ruth: N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of	29	25	14	80.00	
			S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of	29	25	14	80.00	160.00
139	310	896	Secondine, Simon: S. 20 acres of lot 1	1	26	15	20.00	
			S. 20 acres of lot 2	1	26	15	20.00	
			N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	1	26	15	20.00	
			SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	1	26	15	10.00	
			SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of	1	26	15	40.00	
			NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of	1	26	15	40.00	
			NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	1	26	15	10.00	160.00
140	175	338	Shailer, William H.: W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	27	27	13	20.00	
			E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	27	27	13	20.00	
			E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of	28	27	13	80.00	
			SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of less 2.70 M. K. & O. R. R. right of way	21	27	13	37.30	157.30

Land selected and occupied by living registered Delawares—Continued.

No.	Card No.	Reg- ister No.	Name and description.	Indian meridian.			Acres.	Total acres.
				Sec.	Tp.	R.		
141	345	580	Shaw, James: NE. $\frac{1}{4}$ of	36	28	13	.....	160.00
142	294	879	Smith, George F.: N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of	4	26	16	80.00	
			E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	4	26	16	20.00	
			SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of	36	27	15	40.00	
			W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	36	27	15	20.00	160.00
143	260	203	Smith, Sallie O.: SW. $\frac{1}{4}$ of	8	25	15	.....	160.00
144	48	946	Smith, Sarah: N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of	19	24	22	80.00	
			Lots 1 and 2	19	24	22	62.90	142.90
145	261	205	Smith, William C.: W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	6	23	16	5.00	
			SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	6	23	16	10.00	
			E. $\frac{1}{2}$ of SW. $\frac{1}{4}$	6	23	16	80.00	
			E. 20 acres of lot 6	6	23	16	20.00	
			Lot 7	6	23	16	39.69	
			SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, less 5 occupied by town site of Oolagah	28	23	15	5.00	159.69
146	182	882	Spybuck, Mary: W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	19	21	13	20.00	
			SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	19	21	13	10.00	
			Lots 1 and 2	19	21	13	79.81	
			SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	24	21	12	40.00	
			NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	24	21	12	10.00	159.81
147	263	796	Stout, Eliza: - NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of	36	27	15	40.00	
			S. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	36	27	15	20.00	
			S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of	36	27	15	80.00	
			E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	36	27	15	20.00	160.00
148	271	460	Stout, John R.: NW. $\frac{1}{4}$ of	11	26	15	.....	160.00
149	263	545	Stout, John W.: S. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	27	26	15	20.00	
			N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of	27	26	15	80.00	
			E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	27	26	15	20.00	
			SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of	27	26	15	40.00	160.00
150	271	517	Stout, Susie: E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of	11	26	15	80.00	
			N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of	14	26	15	80.00	160.00
151	157	360	Swannock, Jonas: W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	15	27	13	20.00	
			E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	15	27	13	20.00	
			SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	15	27	13	10.00	
			NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	15	27	13	10.00	
			NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of	15	27	13	40.00	
			NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	15	27	13	10.00	
			SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	16	27	13	10.00	
			E. $\frac{1}{2}$ of E. $\frac{1}{2}$ of SE. $\frac{1}{4}$	16	27	13	40.00	160.00
152	131	235	Swanock, Martha. (Records of Commission do not show any land selected and occupied.)					
153	90	476	Tanner, Charles V.: SW. $\frac{1}{4}$ of	36	27	16	.....	160.00
154	90	982	Tanner, Ida F.: W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	6	25	15	20.00	
			S. 20 acres of lot 3	6	25	15	20.00	
			SE. 10 acres of lot 4	6	25	15	10.00	
			E. 20 acres of lot 5	6	25	15	20.00	
			SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of	6	25	15	40.00	
			NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of	6	25	15	40.00	
			NE. 10 acres of lot 6	6	25	15	10.00	160.00
155	87	627	Thursday, Mary: SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ less 3.14 K. O. C. & S. R. R. right of way	13	26	12	36.86	
			NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ less 1.79 K. O. C. & S. R. R. right of way	24	26	12	38.21	
			E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ less 2.83 K. O. C. & S. R. R. right of way	24	26	12	77.17	152.24
156	349	675	Washington, Cyrus. (Records of Commission do not show any land selected and occupied.)					

Land selected and occupied by living registered Delawares—Continued.

No.	Card No.	Reg- ister No.	Name and description.	Indian meridian.			Acres.	Total acres.
				Sec.	Tp.	R.		
157	53	672	Washington, Edson: E. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of Lots 1 and 2	31 31	26 26	14 14	80.00 75.52	155.52
158	198	193	Washington, George: S. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ S. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of	20 20 29 29	28 28 28 28	13 13 13 13	20.00 80.00 20.00 40.00	160.00
159	1	676	Washington, James: S. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of W. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	34 34 34	27 27 27	23 23 23	20.00 40.00 20.00	80.00
160	198	61	Washington, Mary: Lots 3 and 4 E. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of (Subject to deduction of 0.84 acre.)	31 36	28 28	13 12	80.84 80.00	160.84
161	Cher. 4278	826	Washington, Mrs. Thomas: SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	12 12 13 13 13 13 13	22 22 22 22 22 22 22	12 12 12 12 12 12 12	40.00 10.00 40.00 10.00 40.00 10.00	150.00
162	137	829	Washington, William: S. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of	13 13	22 22	12 12	80.00 80.00	160.00
163	11	951	Weaver, Mary: SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ W. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of	17 20 16 20 20 21	26 26 25 25 25 25	19 19 20 20 20 20	10.00 20.00 40.00 40.00 10.00 40.00	160.00
164	292	465	Webber, Hannah: NE. $\frac{1}{4}$ of	14	27	13	.....	160.00
165	156	920	Wheeler, Robert: SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ N. $\frac{1}{2}$ of N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of Lot 2	3 3 3 3 3 3	25 25 25 25 25 25	14 14 14 14 14 14	10.00 40.00 20.00 10.00 40.00 39.77	159.77
166	92	568	White, Mary: NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of N. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of	9 10 10	26 26 26	17 17 17	40.00 80.00 40.00	160.00
167	93	47	White, Mary: NW. $\frac{1}{4}$ less 4.17 K. O. C. & S. R. R. right of way of	28	24	13	.....	155.83
168	160	773	White, William: (Records of Commission do not show any land selected and occupied.)					160.00
169	89	978	Whiteturkey, Albert: NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ S. $\frac{1}{2}$ of N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of N. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	7 7 8 8 17	26 26 26 26 26	13 13 13 13 13	10.00 10.00 40.00 80.00 20.00	160.00
170	165	77	Whitet rkey, Dutch: S. $\frac{1}{2}$ of N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	18 18 18 18 18	27 27 27 27 27	13 13 13 13 13	40.00 80.00 20.00 10.00 10.00	160.00
171	118	458	Whiteturkey, Josephine: W. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of S. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ N. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ N. $\frac{1}{2}$ of N. $\frac{1}{2}$ of NE. $\frac{1}{4}$	18 14 23 22	26 27 27 27	13 13 13 13	80.00 20.00 20.00 40.00	160.00

Land selected and occupied by living registered Delawares—Continued.

No.	Card No.	Register No.	Name and description.	Indian meridian.			Acres.	Total acres.	
				Sec.	Tp.	R.			
172	118	79	Whiteturkey, Robert: S. $\frac{1}{2}$ of N. $\frac{1}{2}$ of SE. $\frac{1}{4}$	15	27	13	40.00	159.56	
			S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of	15	27	13	80.00		
			SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ less 0.44 M. K. & O. R. R. right of way	15	27	13	39.56		
173	192	80	Whiteturkey, Samuel: NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	17	26	13	10.00	160.00	
			W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of	17	26	13	80.00		
			SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of	18	26	13	40.00		
			S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	18	26	13	20.00		
			NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	18	26	13	10.00		
174	185	75	Whiteturkey, Widow. (Records of Commission do not show any land selected and occupied.)					160.00	
175	305	642	Willey, John R.: SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	9	26	14	10.00		
			SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	10	26	14	10.00		
			S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	10	26	14	20.00		
			NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of	10	26	14	40.00		
			S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of	10	26	14	80.00	160.00	
176	77	689	Williams, Samuel: SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of	8	27	13	40.00		
			E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of	8	27	13	80.00		
			SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of	8	27	13	40.00	160.00	
177	77	55	Williams, Mrs. Samuel: NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	8	27	13	10.00		
			E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	8	27	13	20.00		
			NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	8	27	13	40.00		
			W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	8	27	13	20.00		
			W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ less 10.41 K. O. C. & S. R. R. right of way	8	27	13	69.59	159.59	
178	268	732	Wilson, Amanda: S. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	26	27	16	20.00		
			W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	27	27	16	20.00		
			SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	27	27	16	40.00	160.00	
			N. $\frac{1}{2}$ of NW. $\frac{1}{4}$	34	27	16	80.00		
179	144	599	Wilson, James: NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	29	26	13	40.00		
			E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	29	26	13	20.00	160.00	
			NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	29	26	13	10.00		
			S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	29	26	13	20.00		
			W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	29	26	13	20.00		
			NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	29	26	13	10.00		
			NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	29	26	13	10.00		
			SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	29	26	13	10.00		
			N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	29	26	13	20.00		
180	340	519	Wilson, Jane: NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	16	24	17	10.00		
			NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	16	24	17	10.00		160.00
			E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	16	24	17	20.00		
			SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	16	24	17	10.00		
			W. $\frac{1}{2}$ of NE. $\frac{1}{4}$	16	24	17	80.00		
			N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	17	24	17	20.00		
			SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	17	24	17	10.00		
181	310	520	Wilson, Joshua: NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	15	24	17	40.00		
			W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	15	24	17	20.00	160.00	
			NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	15	24	17	10.00		
			NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	16	24	17	10.00		
			E. $\frac{1}{2}$ of NE. $\frac{1}{4}$	16	24	17	80.00		
182	144	754	Wilson, Lizzie: SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	29	26	13	10.00	160.00	
			SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of	29	26	13	40.00		
			SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of	30	26	13	40.00		
			S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	30	26	13	20.00		
			NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	30	26	13	10.00		
			SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	30	26	13	10.00		
			E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	30	26	13	20.00		
			NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	31	26	13	10.00		

Land selected and occupied by living registered Delawares—Continued.

No.	Card No.	Register No.	Name and description.	Indian meridian.			Acres.	Total acres.
				Sec.	Tp.	R.		
183	78	722	Wilson, Mary: W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	12	27	13	20.00	160.00
			E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of	12	27	13	80.00	
			NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	12	27	13	10.00	
			NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of	12	27	13	40.00	
			NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	12	27	13	10.00	
184	130	841	Wilson, Nancy. (Records of Commission do not show any land selected and occupied.)					
185	343	747	Wilson, Thomas: NE. $\frac{1}{4}$ of	26	25	16	160.00
186	184	136	Wilson, William: SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of	13	28	12	40.00	160.00
			N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of	13	28	12	80.00	
			N. $\frac{1}{2}$ of S. $\frac{1}{2}$ of SE. $\frac{1}{4}$	13	28	12	40.00	
187	111	487	Winda la a qua: E. 20 acres of lot 2.....	7	27	14	20.00	160.00
			E. 20 acres of lot 3.....	7	27	14	20.00	
			NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of	7	27	14	40.00	
			NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of	7	27	14	40.00	
			S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	7	27	14	20.00	
			S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	7	27	14	20.00	
188	72	427	Wolfe, Henry: SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of	3	28	19	40.00	160.00
			S. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of	3	28	19	80.00	
			NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of	3	28	19	40.00	
189	149	437	Yellowjacket, John: W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	12	27	12	20.00	160.00
			SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of	12	27	12	10.00	
			NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	12	27	12	10.00	
			E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of	12	27	12	80.00	
			NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	12	27	12	10.00	
190	149	709	Yellowjacket, Ora: W. $\frac{1}{2}$ of W. $\frac{1}{2}$ of SE. $\frac{1}{4}$	1	27	12	40.00	160.00
			S. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	1	27	12	20.00	
			SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of	1	27	12	40.00	
			E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	1	27	12	20.00	
			E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	12	27	12	20.00	
			E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	12	27	12	20.00	
191	224	303	Yellowleaf, Sarah: (Records of Commission do not show any land selected and occupied.)					
192	74	35	Young, Ella: NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	1	27	12	10.00	150.76
			N. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	1	27	12	20.00	
			SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of	1	27	12	40.00	
			Lots 2 and 3.....	1	27	12	80.76	
193	74	219	Young, John: E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	36	28	12	20.00	160.00
			E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	36	28	12	20.00	
			SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	36	28	12	10.00	
			W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	36	28	12	20.00	
			SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of	36	28	12	40.00	
			E. $\frac{1}{2}$ of E. $\frac{1}{4}$ of SW. $\frac{1}{4}$	36	28	12	40.00	
			SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	36	28	12	10.00	
194	232	229	Zane, Matilda: SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of	30	27	16	40.00	160.00
			N. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of	30	27	16	80.00	
			NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of	30	27	16	40.00	
195	279	967	Zeigler, Henry W.: (Records of Commission do not show any land selected and occupied.)					
			Total.....					26,870.34

Land selected and occupied by deceased registered Delawares, and now in possession of their descendants.

No.	Register No.		Indian meridian.			Acres.	Total acres.
			Sec.	Tp.	R.		
1	486	Anderson, John: E. 20 acres, lot 1..... S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	7 7 7 7 7 7 7 7 8	27 27 27 27 27 27 27 27	14 14 14 14 14 14 14 14	20.00 20.00 20.00 10.00 10.00 20.00 10.00 10.00 40.00	160.00
2	651	Collup pe now: N. $\frac{1}{2}$ of N. $\frac{1}{2}$ of	17	28	13	.....	160.00
3	377	Wen ge pah ke eho: SE. $\frac{1}{4}$ of	11	28	12	.....	160.00
4	342	Ketchum, James: S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ E. 20 acres, lot 8..... SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ Lot 1 of	1 2 2 2 11 11	23 23 23 23 23 23	21 21 21 21 21 21	20.00 20.00 40.00 20.00 10.00 36.50 9.40	155.90
5	624	Day, Lillie: SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	10 11 14 15	25 25 25 25	16 16 16 16	40.00 40.00 40.00 40.00	160.00
6	893	Miller, Andrew: W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ W. $\frac{1}{2}$ of E. $\frac{1}{4}$ of NW. $\frac{1}{4}$ W. $\frac{1}{2}$ of NW. $\frac{1}{4}$	4 4 4 9 9	25 25 25 25 25	13 13 13 13 13	20.00 10.00 10.00 40.00 80.00	160.00
7	748	Love, Solomon: E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ S. $\frac{1}{2}$ of SE. $\frac{1}{4}$	2 2	28 28	17 17	80.00 80.00	160.00
8	654	Sareoxie, Elizabeth: SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	10 10 10 10 10 10	25 25 25 25 25 25	13 13 13 13 13 13	40.00 40.00 10.00 10.00 40.00 20.00	160.00
9	779	Secondine, Thomas: N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	8 9 9	24 24 24	19 19 19	20.00 10.00 10.00	40.00
10	238	Big John, James: N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	12 12 12 12 12 12 12 12	28 28 28 28 28 28 28 28	12 12 12 12 12 12 12 12	20.00 20.00 10.00 20.00 40.00 20.00 10.00 20.00	160.00
11	92	White, Eugene: SW. $\frac{1}{4}$	33	27	13	.....	160.00
12	971	Adams, William: SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of	31 32 5 5	25 25 24 24	17 17 17 17	40.00 10.00 42.28 42.06	164.34
13	175	Arnold, Betsy: NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	30 30 30 30 30 30 30	26 26 26 26 26 26 26	13 13 13 13 13 13 13	40.00 20.00 10.00 20.00 20.00 20.00 10.00	140.00

Land selected and occupied by deceased registered Delawares, and now in possession of their descendants—Continued.

No.	Regis- ter No.		Indian meridian.			Acres.	Total acres.
			Sec.	Tp.	R.		
14	407	Armstrong, Lillie A.: SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ N. $\frac{1}{2}$ of NE. $\frac{1}{4}$, less 7.52 K. O. C. & S. and 4.10 M. K. & O. R. R. right of way E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ NW. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	1 1 1 12 12 12	26 26 26 26 26 26	12 12 12 12 12 12	10.00 20.00 20.00 68.38 20.00 10.00	 148.38
15	57	Kat pick see: NE. $\frac{1}{4}$	31	28	13	.....	160.00
16	586	Worrell, Matilda: NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	32 32 14 14 14 14 14 23	25 25 25 25 25 25 25 25	17 17 16 16 16 16 16 16	40.00 10.00 40.00 10.00 20.00 20.00 20.00 20.00	 160.00
17	239	Wilson, Mrs.: N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ W. $\frac{1}{2}$ of W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	25 25 25 25 26 26	25 25 25 25 25 25	16 16 16 16 16 16	20.00 20.00 40.00 40.00 20.00 20.00	 160.00
18	585	Worrell, William: W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ E. $\frac{1}{2}$ of W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	24 24 25 25 25	25 25 25 25 25	16 16 16 16 16	20.00 20.00 40.00 40.00 20.00	 140.00
19	930	Carey, Cora L.: W. $\frac{1}{2}$ of W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ Lot 4	18 18 18	25 25 25	17 17 17	40.00 80.00 39.66	 159.66
20	403	Armstrong, Charles H.: E. 20 acres of lot 4, less 3 acres reserved for cem- etery Lot 1 NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	18 19 19 19 18 19 19	26 26 26 26 26 26 26	17 17 17 17 17 17 17	17.00 38.50 40.00 10.00 20.00 20.00 10.00	 155.50
21	358	Swannock, John: W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	36	27	12	.....	20.00
22	596	Wright, Ben F.: Lot 1 Lot 2 N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	4 4 4 4	26 26 26 26	16 16 16 16	39.91 39.99 20.00 40.00	 139.90
		Total					3,203.68

Public Domain.

TOWNSHIP 14 NORTH, RANGE 21 EAST, INDIAN MERIDIAN.

Section 1:	Acres.
S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ and lots 3 and 4	159.34
S. $\frac{1}{2}$	320.00
	479.34
Section 2:	
S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ and lots 1 and 2	158.85
Section 3:	
S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ and lots 1 and 2	157.72

	Acre.
Section 4:	
S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ and lots 3 and 4	156.52
Section 5:	
S. $\frac{1}{4}$ of NE. $\frac{1}{4}$ and lots 1 and 2	156.89
S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ and lots 3 and 4	157.63
	<hr/> 314.52
Section 6:	
SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ and lots 3, 4, and 5	157.78
Section 7:	
E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ and lots 3 and 4	156.83
SE. $\frac{1}{4}$	160.00
	<hr/> 316.83
Section 9:	
S. $\frac{1}{2}$	320.00
Section 10:	
NW. $\frac{1}{4}$	160.00
S. $\frac{1}{2}$	320.00
	<hr/> 480.00
Section 11:	
NE. $\frac{1}{4}$	160.00
Section 12:	
W. $\frac{1}{2}$	320.00
Section 13:	
N. $\frac{1}{2}$	320.00
SW. $\frac{1}{4}$	160.00
	<hr/> 480.00
Section 14:	
SE. $\frac{1}{4}$	160.00
Section 15:	
NE. $\frac{1}{4}$	320.00
Section 16:	
NW. $\frac{1}{4}$	160.00
Section 18:	
E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ and lots 1 and 2	157.06
SE. $\frac{1}{4}$	160.00
	<hr/> 317.06
Section 19:	
E. $\frac{1}{2}$	320.00
Section 21:	
SE. $\frac{1}{4}$	160.00
Section 22:	
NE. $\frac{1}{4}$	160.00
SW. $\frac{1}{4}$	160.00
	<hr/> 320.00
Section 23:	640.00
Section 24:	
NW. $\frac{1}{4}$	160.00
S. $\frac{1}{2}$	320.00
	<hr/> 480.00
Section 25:	640.00
Section 26:	
NW. $\frac{1}{4}$	160.00
S. $\frac{1}{2}$	320.00
	<hr/> 480.00
Section 27:	640.00
Section 28:	
NE. $\frac{1}{4}$	160.00
S. $\frac{1}{2}$	320.00
	<hr/> 480.00
Section 29:	
W. $\frac{1}{2}$	320.00
Section 30:	
E. $\frac{1}{2}$	320.00
Section 31:	
NE. $\frac{1}{4}$	160.00
E. $\frac{1}{2}$ of the NW. $\frac{1}{4}$ and lots 1 and 2	157.98
E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ and lots 3 and 4	158.74
	<hr/> 476.72

	Acre.
Section 32	640.00
Section 33:	
N. $\frac{1}{2}$	320.00
SW. $\frac{1}{4}$	160.00
	<hr/> 480.00
Section 34	640.00
Section 35	640.00
Section 36:	
NE. $\frac{1}{4}$	160.00
S. $\frac{1}{2}$	320.00
	<hr/> 480.00

TOWNSHIP 14 NORTH, RANGE 22 EAST, INDIAN MERIDIAN.

Section 1:	
S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ and lots 1 and 2	160.41
S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ and lots 3 and 4	161.23
SE. $\frac{1}{4}$	160.00
	<hr/> 481.64
Section 2:	
S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ and lots 1 and 2	161.13
SE. $\frac{1}{4}$	160.00
	<hr/> 321.13
Section 3:	
S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ and lots 3 and 4	159.30
Section 4:	
S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ and lots 1 and 2	159.50
S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ and lots 3 and 4	160.10
SW. $\frac{1}{4}$	160.00
	<hr/> 479.60
Section 5:	
S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ and lots 1 and 2	160.24
S. $\frac{1}{2}$	320.00
	<hr/> 480.24
Section 6:	
S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ and lots 1 and 2	159.87
SE. $\frac{1}{4}$	160.00
E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ and lots 6 and 7	155.70
	<hr/> 475.57
Section 7:	
E. $\frac{1}{2}$	320.00
Section 8	640.00
Section 10:	
NE. $\frac{1}{4}$	160.00
Section 11:	
N. $\frac{1}{2}$	320.00
SE. $\frac{1}{4}$	160.00
	<hr/> 480.00
Section 12:	
NW. $\frac{1}{4}$	160.00
SE. $\frac{1}{4}$	160.00
	<hr/> 320.00
Section 13	640.00
Section 14	640.00
Section 15:	
SE. $\frac{1}{4}$	160.00
Section 16:	
NW. $\frac{1}{4}$	160.00
SE. $\frac{1}{4}$	160.00
	<hr/> 320.00
Section 17:	
E. $\frac{1}{2}$	320.00
Section 18:	
SE. $\frac{1}{4}$	160.00
E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ and lots 3 and 4	156.72
	<hr/> 316.72
Section 19	633.84

	Acres.
Section 20:	
N. $\frac{1}{2}$	320.00
Section 21:	
NE. $\frac{1}{4}$	160.00
Section 22:	
NE. $\frac{1}{4}$	160.00
S. $\frac{1}{2}$	320.00
	<hr/>
	480.00
Section 23	640.00
Section 24	640.00
Section 26:	
N. $\frac{1}{2}$	320.00
SW. $\frac{1}{4}$	160.00
	<hr/>
	480.00
Section 27	640.00
Section 28:	
E. $\frac{1}{2}$	320.00
Section 29:	
S. $\frac{1}{2}$	320.00
Section 30	636.28
Section 31	638.77
Section 32:	
NE. $\frac{1}{4}$	160.00
S. $\frac{1}{2}$	320.00
	<hr/>
	480.00
Section 33	640.00
Section 35	640.00
Section 36:	
S. $\frac{1}{2}$	320.00

TOWNSHIP 15 NORTH, RANGE 22 EAST, INDIAN MERIDIAN.

Section 1:	
S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ and lots 1 and 2	159.88
S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ and lots 3 and 4	159.64
	<hr/>
	319.52
Section 3:	
SW. $\frac{1}{4}$	160.00
Section 4:	
S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ and lots 3 and 4	160.20
Section 5:	
SE. $\frac{1}{4}$	160.00
Section 6:	
E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ and lots 6 and 7	150.74
Section 7	623.32
Section 9:	
E. $\frac{1}{2}$	320.00
Section 10:	
W. $\frac{1}{2}$	320.00
Section 13:	
S. $\frac{1}{2}$	320.00
Section 14:	
SE. $\frac{1}{4}$	160.00
Section 15:	
NW. $\frac{1}{4}$	160.00
Section 16	640.00
Section 17:	
SW. $\frac{1}{4}$	160.00
Section 18:	
SE. $\frac{1}{4}$	160.00
Section 19	624.92
Section 20:	
SW. $\frac{1}{4}$	160.00
E. $\frac{1}{2}$	320.00
	<hr/>
	480.00
Section 21	640.00

	Acres.
Section 23:	
W. $\frac{1}{2}$	320.00
NE. $\frac{1}{4}$	160.00
	<hr/> 480.00
Section 24:	
NE. $\frac{1}{4}$	160.00
Section 25:	
SE. $\frac{1}{4}$	160.00
Section 26:	
NW. $\frac{1}{4}$	160.00
Section 27:	
SE. $\frac{1}{4}$	160.00
W. $\frac{1}{2}$	320.00
	<hr/> 480.00
Section 28:	
E. $\frac{1}{2}$	320.00
Section 29:	
NE. $\frac{1}{4}$	160.00
W. $\frac{1}{2}$	320.00
	<hr/> 480.00
Section 30.....	625.76
Section 31:	
SE. $\frac{1}{4}$	160.00
Section 32:	
SE. $\frac{1}{4}$	160.00
Section 33.....	640.00
Section 34:	
W. $\frac{1}{2}$	320.00
Section 35:	
SW. $\frac{1}{4}$	160.00
E. $\frac{1}{2}$	320.00
	<hr/> 480.00
Section 36.....	640.00

TOWNSHIP 13 NORTH, RANGE 23 EAST, INDIAN MERIDIAN.

Section 1:	
S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ and lots 1 and 2.....	160.28
SE. $\frac{1}{4}$	160.00
	<hr/> 320.28
Section 2:	
S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ and lots 3 and 4.....	161.78
SW. $\frac{1}{4}$	160.00
	<hr/> 321.78
Section 3:	
S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ and lots 1 and 2.....	162.01
SE. $\frac{1}{4}$	160.00
	<hr/> 322.01
Section 4.....	643.72
Section 5.....	643.04
Section 6.....	635.42
Section 7:	
E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ and lots 1 and 2.....	158.39
NE. $\frac{1}{4}$	160.00
	<hr/> 318.39
Section 8:	
NW. $\frac{1}{4}$	160.00
SE. $\frac{1}{4}$	160.00
	<hr/> 320.00
Section 9.....	640.00
Section 10:	
W. $\frac{1}{2}$	320.00
NE. $\frac{1}{4}$	160.00
	<hr/> 480.00
Section 11.....	640.00
Section 12:	
N. $\frac{1}{2}$	320.00
SE. $\frac{1}{4}$	160.00
	<hr/> 480.00

	Acre.
Section 16:	
NE. $\frac{1}{4}$	160.00
SW. $\frac{1}{4}$	160.00
	<hr/> 320.00
Section 17	646.00
Section 18	641.60
Section 19:	
E. $\frac{1}{2}$	320.00
Section 20	640.00
Section 21:	
W. $\frac{1}{2}$	320.00
Section 28	640.00
Section 29:	
E. $\frac{1}{2}$	320.00
NW. $\frac{1}{4}$	160.00
	<hr/> 480.00
Section 30:	
NE. $\frac{1}{4}$	160.00
Section 31:	
E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ and lots 3 and 4	160.03
Section 32:	
E. $\frac{1}{2}$	320.00
Section 33:	
SW. $\frac{1}{4}$	160.00
Section 35:	
SE. $\frac{1}{4}$, less 7.22 acres, Kansas City and Southwestern Railroad right of way	152.36
Section 36:	
W. $\frac{1}{2}$	320.00
NE. $\frac{1}{4}$	160.00
	<hr/> 480.00

TOWNSHIP 14 NORTH, RANGE 23 EAST, INDIAN MERIDIAN.

Section 1	641.00
Section 2	642.84
Section 3:	
S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ and lots 1 and 2	161.67
S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ and lots 3 and 4	161.33
SE. $\frac{1}{4}$	160.00
	<hr/> 483.00
Section 4	641.88
Section 5	640.88
Section 6:	
SE. $\frac{1}{4}$	160.00
E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ and lots 6 and 7	158.13
SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ and lots 3, 4, and 5	157.63
	<hr/> 475.76
Section 7:	
NE. $\frac{1}{4}$	160.00
Section 8	640.00
Section 9	640.00
Section 10:	
E. $\frac{1}{2}$	320.00
SW. $\frac{1}{4}$	160.00
	<hr/> 480.00
Section 11	640.00
Section 12:	
E. $\frac{1}{2}$	320.00
NW. $\frac{1}{4}$	160.00
	<hr/> 480.00
Section 13	640.00
Section 14:	
E. $\frac{1}{2}$	320.00
Section 16:	
W. $\frac{1}{2}$	320.00
Section 17	640.00
Section 18	637.16
Section 19	637.00

	Acres.
Section 20	640.00
Section 21	640.00
Section 22:	
S. $\frac{1}{2}$	320.00
NW. $\frac{1}{4}$	160.00
	480.00
Section 23:	
E. $\frac{1}{2}$	320.00
SW. $\frac{1}{4}$	160.00
	480.00
Section 24	640.00
Section 25	640.00
Section 26	640.00
Section 27	640.00
Section 28	640.00
Section 29	640.00
Section 30	634.20
Section 31	632.56
Section 32	640.00
Section 33	640.00
Section 34	640.00
Section 35:	
N. $\frac{1}{2}$	320.00
Section 36:	
NW. $\frac{1}{4}$	160.00

TOWNSHIP 15 NORTH, RANGE 23 EAST, INDIAN MERIDIAN.

Section 1	637.44
Section 2:	
S. $\frac{1}{2}$	320.00
Section 3:	
S. $\frac{1}{4}$ of NE. $\frac{1}{4}$ and lots 1 and 2	157.46
SE. $\frac{1}{4}$	160.00
	317.46
Section 4	637.16
Section 5:	
S. $\frac{1}{4}$ of NE. $\frac{1}{4}$ and lots 1 and 2	158.38
SE. $\frac{1}{4}$	160.00
	318.38
Section 6:	
SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ and lots 3, 4, and 5	154.54
E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ and lots 6 and 7	155.87
	310.41
Section 7:	
E. $\frac{1}{4}$ of NW. $\frac{1}{4}$ and lots 1 and 2	156.64
E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ and lots 3 and 4	157.28
	313.92
Section 8:	
E. $\frac{1}{2}$	320.00
Section 9:	
W. $\frac{1}{2}$	320.00
SE. $\frac{1}{4}$	160.00
	480.00
Section 10:	
NW. $\frac{1}{4}$	160.00
E. $\frac{1}{2}$	320.00
	480.00
Section 11	640.00
Section 12:	
W. $\frac{1}{2}$	320.00
NE. $\frac{1}{4}$	160.00
	480.00
Section 13:	
NE. $\frac{1}{4}$	160.00
W. $\frac{1}{2}$	320.00
	480.00

	Aeres.
Section 14	640.00
Section 15:	
E. $\frac{1}{2}$	320.00
Section 16:	
NW. $\frac{1}{4}$	160.00
Section 17:	
E. $\frac{1}{2}$	320.00
SW. $\frac{1}{4}$	160.00
	<hr/> 480.00
Section 18:	
E. $\frac{1}{2}$	320.00
E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ and lots 1 and 2	157.60
	<hr/> 477.60
Section 19:	
NE. $\frac{1}{4}$	160.00
E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ and lots 1 and 2	157.30
	<hr/> 317.30
Section 20:	
NW. $\frac{1}{4}$	160.00
E. $\frac{1}{2}$	320.00
	<hr/> 480.00
Section 21:	
NW. $\frac{1}{4}$	160.00
E. $\frac{1}{2}$	320.00
	<hr/> 480.00
Section 22	640.00
Section 23:	
S. $\frac{1}{2}$	320.00
Section 24:	
W. $\frac{1}{2}$	320.00
Section 25:	
S. $\frac{1}{2}$	320.00
Section 26	640.00
Section 27:	
NW. $\frac{1}{4}$	160.00
Section 28:	
SW. $\frac{1}{4}$	160.00
Section 29:	
N. $\frac{1}{2}$	320.00
SW. $\frac{1}{4}$	160.00
	<hr/> 480.00
Section 30:	
NE. $\frac{1}{4}$	160.00
E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ and lots 3 and 4	157.06
	<hr/> 317.06
Section 31:	
E. $\frac{1}{2}$ of W. $\frac{1}{2}$ and lots 1, 2, 3, and 4	314.60
Section 32	640.00
Section 33	640.00
Section 34:	
SW. $\frac{1}{4}$	160.00
Section 35	640.00
Section 36	640.00

TOWNSHIP 16 NORTH, RANGE 23 EAST, INDIAN MERIDIAN.

Section 1	693.20
Section 2	687.40
Section 3:	
S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ and lots 1 and 2	184.11
SE. $\frac{1}{4}$	160.00
	<hr/> 344.11
Section 10	640.00
Section 11:	
SW. $\frac{1}{4}$	160.00
E. $\frac{1}{2}$	320.00
	<hr/> 480.00

	Acres.
Section 12	640.00
Section 13:	
NE. $\frac{1}{4}$	160.00
W. $\frac{1}{2}$	320.00
	<hr/> 480.00
Section 14:	
E. $\frac{1}{2}$	320.00
SW. $\frac{1}{4}$	160.00
	<hr/> 480.00
Section 15	640.00
Section 16	640.00
Section 17:	
E. $\frac{1}{2}$	320.00
NW. $\frac{1}{4}$	160.00
	<hr/> 480.00
Section 21:	
W. $\frac{1}{2}$	320.00
NE. $\frac{1}{4}$	160.00
	<hr/> 480.00
Section 22:	
NW. $\frac{1}{4}$	160.00
E. $\frac{1}{2}$	320.00
	<hr/> 480.00
Section 27:	
NW. $\frac{1}{4}$	160.00
Section 29	640.00
Section 30:	
NE. $\frac{1}{4}$	160.00
Section 31:	
E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ and lots 3 and 4	154.53
SE. $\frac{1}{4}$	160.00
	<hr/> 314.53
Section 32:	
W. $\frac{1}{2}$	320.00
SE. $\frac{1}{4}$	160.00
	<hr/> 480.00
Section 33:	
N. $\frac{1}{2}$	320.00
Section 36:	
N. $\frac{1}{2}$	320.00

TOWNSHIP 18 NORTH, RANGE 23 EAST, INDIAN MERIDIAN.

Section 4:	
SW. $\frac{1}{4}$	160.00
Section 7:	
E. $\frac{1}{2}$	320.00
Section 8:	
E. $\frac{1}{2}$	320.00
SW. $\frac{1}{4}$	160.00
	<hr/> 480.00
Section 9:	
S. $\frac{1}{2}$	320.00
NW. $\frac{1}{4}$	160.00
	<hr/> 480.00
Section 10:	
NE. $\frac{1}{4}$	160.00
SW. $\frac{1}{4}$	160.00
	<hr/> 320.00
Section 11:	
SE. $\frac{1}{4}$	160.00
NW. $\frac{1}{4}$	160.00
	<hr/> 320.00
Section 12	640.00
Section 13:	
N. $\frac{1}{2}$	320.00
Section 14	640.00

	Acres.
Section 15:	
S. $\frac{1}{2}$	320.00
Section 16:	
NW. $\frac{1}{4}$	160.00
Section 17:	
SE. $\frac{1}{4}$	160.00
NW. $\frac{1}{4}$	160.00
	<hr/> 320.00
Section 18:	
NE. $\frac{1}{4}$	160.00
Section 19:	
E. $\frac{1}{2}$	320.00
E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ and lots 3 and 4	164.42
	<hr/> 484.42
Section 20:	
SE. $\frac{1}{4}$	160.00
Section 22:	
	640.00
Section 26:	
NE. $\frac{1}{4}$	160.00
SW. $\frac{1}{4}$	160.00
	<hr/> 320.00
Section 30:	
	650.96
Section 35:	
SE. $\frac{1}{4}$	160.00
NW. $\frac{1}{4}$	160.00
	<hr/> 320.00

TOWNSHIP 19 NORTH, RANGE 23 EAST, INDIAN MERIDIAN.

Section 1:	
S. $\frac{1}{2}$	320.00
S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ and lots 1 and 2	159.96
	<hr/> 479.96
Section 2:	
S. $\frac{1}{2}$	320.00
S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ and lots 3 and 4	159.52
	<hr/> 479.52
Section 4:	
SW. $\frac{1}{4}$	160.00
Section 5:	
SE. $\frac{1}{4}$	160.00
Section 7:	
E. $\frac{1}{2}$	320.00
E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ and lots 3 and 4	158.65
	<hr/> 478.65
Section 8:	
	640.00
Section 9:	
S. $\frac{1}{2}$	320.00
NW. $\frac{1}{4}$	160.00
	<hr/> 480.00
Section 10:	
SE. $\frac{1}{4}$	160.00
Section 11:	
SW. $\frac{1}{4}$	160.00
NW. $\frac{1}{4}$	160.00
	<hr/> 320.00
Section 12:	
E. $\frac{1}{2}$	320.00
NW. $\frac{1}{4}$	160.00
	<hr/> 480.00
Section 13:	
E. $\frac{1}{2}$	320.00
Section 14:	
S. $\frac{1}{2}$	320.00
NW. $\frac{1}{4}$	160.00
	<hr/> 480.00

	Aces.
Section 16:	
N. $\frac{1}{2}$	320.00
SW. $\frac{1}{4}$	160.00
	<hr/> 480.00
Section 17	640.00
Section 18	638.00

TOWNSHIP 13 NORTH, RANGE 24 EAST, INDIAN MERIDIAN.

Section 1:	
S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of, and lots 1 and 2	159.80
S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of, and lots 3 and 4	159.40
	<hr/> 319.20
Section 2	640.40
Section 3	642.84
Section 4:	
S. $\frac{1}{2}$	320.00
Section 5:	
S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ and lots 1 and 2, less 11.33 acres Kansas City and Southwestern Railroad right of way	150.36
S. $\frac{1}{2}$, less 8.67 acres Kansas City and Southwestern Railroad right of way	311.33
	<hr/> 461.69
Section 6	639.59
Section 7, less 15.02 acres Kansas City and Southwestern Railroad right of way	623.86
Section 8:	
E. $\frac{1}{2}$	320.00
SW. $\frac{1}{4}$	160.00
	<hr/> 480.00
Section 9	640.00
Section 10	640.00
Section 11:	
S. $\frac{1}{2}$	320.00
NW. $\frac{1}{4}$	160.00
	<hr/> 480.00
Section 12:	
E. $\frac{1}{2}$	320.00
SW. $\frac{1}{4}$	160.00
	<hr/> 480.00
Section 13:	
E. $\frac{1}{2}$	320.00
Section 14:	
W. $\frac{1}{2}$	320.00
Section 15:	
N. $\frac{1}{2}$	320.00
SW. $\frac{1}{4}$	160.00
	<hr/> 480.00
Section 16	640.00
Section 17	640.00
Section 18:	
NE. $\frac{1}{4}$, less 6.04 acres Kansas City and Southwestern Railroad right of way	153.96

TOWNSHIP 14 NORTH, RANGE 24 EAST, INDIAN MERIDIAN.

Section 1:	
S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ and lots 1 and 2	160.04
SE. $\frac{1}{4}$	160.00
S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ and lots 3 and 4	161.20
	<hr/> 481.60
Section 2:	
SW. $\frac{1}{4}$	160.00
Section 3:	
SE. $\frac{1}{4}$	160.00
Section 4:	
S. $\frac{1}{2}$ of N. $\frac{1}{2}$ and lots 1, 2, 3, and 4	322.32

	Acres.
Section 5:	
S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ and lots 3 and 4	161. 11
Section 6:	637. 95
Section 7:	638. 40
Section 8:	
W. $\frac{1}{2}$	320. 00
SE. $\frac{1}{4}$	160. 00
	<hr/> 480. 00
Section 9:	
SW. $\frac{1}{4}$	160. 00
Section 10:	
SW. $\frac{1}{4}$	160. 00
Section 11:	
N. $\frac{1}{2}$	320. 00
SW. $\frac{1}{4}$	160. 00
	<hr/> 480. 00
Section 12:	
N. $\frac{1}{2}$	320. 00
Section 13:	
W. $\frac{1}{2}$	320. 00
Section 14:	640. 00
Section 15:	
S. $\frac{1}{2}$	320. 00
Section 17:	
N. $\frac{1}{2}$	320. 00
SW. $\frac{1}{4}$	160. 00
	<hr/> 480. 00
Section 19:	640. 08
Section 20:	
S. $\frac{1}{2}$	320. 00
NW. $\frac{1}{4}$	160. 00
	<hr/> 480. 00
Section 21:	
SW. $\frac{1}{4}$	160. 00
Section 22:	
N. $\frac{1}{2}$	320. 00
Section 23:	
N. $\frac{1}{2}$	320. 00
Section 24:	
E. $\frac{1}{2}$	320. 00
NW. $\frac{1}{4}$	160. 00
	<hr/> 480. 00
Section 25:	
W. $\frac{1}{2}$	320. 00
Section 26:	
E. $\frac{1}{2}$	320. 00
SW. $\frac{1}{4}$	160. 00
	<hr/> 480. 00
Section 28:	
W. $\frac{1}{2}$	320. 00
SE. $\frac{1}{4}$	160. 00
	<hr/> 480. 00
Section 29:	640. 00
Section 32:	
N. $\frac{1}{2}$	320. 00
Section 35:	
S. $\frac{1}{2}$	320. 00
NW. $\frac{1}{4}$	160. 00
	<hr/> 480. 00

TOWNSHIP 11 NORTH, RANGE 26 EAST, INDIAN MERIDIAN.

Section 1:	
SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	40. 00
E. 20 acres lot 1	20. 00
	<hr/> 60. 00

TOWNSHIP 11 NORTH, RANGE 27 EAST, INDIAN MERIDIAN.

Section 6:	
S. 4.92 acres lot 1	4. 92

RECAPITULATION.

	Acres.
1. Land shown to be selected and occupied by living registered Delawares.	26, 870. 34
2. Land shown to be selected and occupied by deceased registered Delawares and now in possession of their descendants	3, 203. 68
3. Public domain	127, 526. 82
Total	157, 600. 84

THE COMMISSION TO THE FIVE CIVILIZED TRIBES.

TAMS BIXBY, *Chairman*,
T. R. NEEDLES,
C. R. BRECKINRIDGE,
Commissioners.

EXHIBIT A.

Land in Adams and Logan list which has been claimed by Cherokee citizens other than Delawares, as shown by attempts to file thereon.

(Where land has been claimed by more than one Cherokee only the original claim is shown on this list.)

No.	Card No.	Name.	Indian meridian.			Acres.	Total acres.
			Sec.	Tp.	R.		
1	Cher. 17.....	Milton K. Thompson:					
		N. $\frac{1}{2}$ of NW. $\frac{1}{4}$	22	22	22	80.00	
		N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	22	22	22	20.00	
		SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	22	22	22	10.00	
		SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	22	22	22	40.00	
		S. $\frac{1}{2}$ of NE. $\frac{1}{4}$	22	22	22	80.00	
							230.00
2	Cher. 7033.....	Robert D. Blackstone:					
		SW. $\frac{1}{4}$	22	22	22	160.00	
		W. $\frac{1}{2}$ of SE. $\frac{1}{4}$	22	22	22	80.00	
							240.00
3	Cher. 9585.....	Sterling Colston:					
		E. $\frac{1}{2}$	21	22	22	320.00	
		SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	22	22	22	10.00	
							330.00
4	Cher. 5432.....	Jane Byrd:					
		E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	32	24	17	20.00	
		E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	32	24	17	20.00	
		W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	32	24	17	20.00	
							60.00
5	Cher. 5458.....	Goldie J. Waller:					
		S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	21	24	17	20.00	
		NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	21	24	17	10.00	
							30.00
6	Cher. 5458.....	William T. H. Waller:					
		S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	20	24	17	20.00	
		SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	20	24	17	10.00	
							30.00
7	Cher. 5458.....	George W. Waller:					
		SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	20	24	17		10.00
8	C. D. 584.....	Andrew C. Atkins:					
		SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	25	26	12	10.00	
		W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	25	26	12	20.00	
		SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	25	26	12	10.00	
							40.00
9	Cher. 346.....	Benjamin F. Bryant:					
		E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	20	23	19	20.00	20.00
10	Cher. 346.....	Leona Bryant:					
		W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	20	23	19		20.00
11	Cher. 4235.....	Isaac H. Jordan:					
		SW. 10.09 acres, lot 4.....	18	25	13		10.09
12	Cher. 7012.....	Pleasant N. Blackstone:					
		E. $\frac{1}{2}$ of SE. $\frac{1}{4}$	22	22	22		80.00
13	Cher. 4294.....	Robert T. Morrison, Jr.:					
		SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	17	25	13	40.00	
		SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	18	25	13	10.00	
							50.00
14	Cher. 4294.....	Ellen C. Morrison:					
		W. $\frac{1}{2}$ of NW. $\frac{1}{4}$	16	25	13	80.00	80.00
15	Cher. 4294.....	Claud A. Morrison:					
		NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	18	25	13		10.00

Land in Adams and Logan list which has been claimed by Cherokee citizens other than Delawares, as shown by attempts to file thereon—Continued.

No.	Card No.	Name.	Indian meridian.			Acres.	Total acres.
			Sec.	Tp.	R.		
16	C. F. 1013.....	Tessie Bradford: S. $\frac{1}{2}$ of NE. $\frac{1}{4}$, less 6.16, M., K. & O. R. R. right of way.	20	29	15	.....	73.84
17	C. F. 1013.....	Jennetta Bradford: W. $\frac{1}{2}$ of SE. $\frac{1}{4}$	20	29	15	.....	80.00
18	C. F. 1013.....	Malissa Bradford: N. $\frac{1}{2}$ of NE. $\frac{1}{4}$	20	29	15	.....	80.00
19	C. F. 1013.....	Deatrus Bradford: E. $\frac{1}{2}$ of SE. $\frac{1}{4}$	20	29	15	.....	80.00
20	C. F. 4230.....	Harold D. Lammom: SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	13	26	12	.....	40.00
21	Cher. 5424.....	Ruth E. Rogers: SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	9	26	15	.....	40.00
22	Cher. 5424.....	Maud E. Rogers: SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	9	26	15	.....	40.00
23	Cher. 5473.....	Henry H. Byrd: NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	32 32	24 24	17 17	40.00 10.00	50.00
24	Cher. 4278.....	Lucy Daniels: SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	13	25	12	.....	40.00
25	C. D. 746	Amos W. Lord: NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	19 19 19 19	21 21 21 21	13 13 13 13	40.00 10.00 20.00 10.00	80.00
26	Cher. 6878.....	Samuel S. Foreman: SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	30	21	13	.....	40.00
27	Cher. 6878.....	Minnie O. Foreman: S. 19. 91 of lot 2.	30	21	13	.....	19.91
28	C. R. 19.....	Alice Tidwell: E. $\frac{1}{2}$ of NW. $\frac{1}{4}$	14	28	19	.....	80.00
29	C. R. 279.....	Robert G. Tidwell: W. $\frac{1}{2}$ of NW. $\frac{1}{4}$	14	28	19	.....	80.00
30	C. R. 4327.....	Allen H. Gibson: SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	6	27	13	.....	40.00
31	C. R. 3349.....	Charles D. Hawkins: NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	25	24	21	.....	40.00
32	Cher. 2916.....	William C. Hampton: N. $\frac{1}{2}$ of N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ N. $\frac{1}{2}$ of NW. $\frac{1}{2}$ of SE. $\frac{1}{4}$	29 29	25 25	19 19	40.00 20.00	60.00
33	F. D. 923	Flora Smith: N. $\frac{1}{2}$ of SE. $\frac{1}{4}$	2	21	12	.....	80.00
34	F. D. 923	David Smith: S. $\frac{1}{2}$ of SE. $\frac{1}{4}$	2	21	12	.....	80.00
35	F. D. 923	Gladys Smith: SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ less 2.48 S. T. L. & S. F. R. R. right of way.	28	20	13	.....	37.52
36	F. D. 923	Neely Smith: NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	28	20	13	.....	40.00
37	Cher. 3356.....	Martha M. Smith: N. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	5	24	19	.....	20.00
38	Cher. 6307.....	William P. Ross: SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	9 9 9 9 9	25 25 25 25 25	13 13 13 13 13	40.00 20.00 10.00 40.00 10.00	120.00
39	Cher. 4206.....	Josie M. Carr: S. $\frac{1}{2}$ of SE. $\frac{1}{4}$	25	27	12	.....	80.00
40	Cher. 1236.....	James L. McCoy: N. $\frac{1}{4}$ of NW. $\frac{1}{4}$ NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	32 32	26 26	13 13	80.00 10.00	90.00
41	Cher. 4241.....	Annie E. Johnson: W. $\frac{1}{2}$ of SE. $\frac{1}{4}$	30	27	13	.....	80.00
42	Cher. 4621.....	Edward G. Ross: SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	9 9	25 25	13 13	40.00 10.00	50.00
43	Cher. 4188.....	William Humphrey: SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	3 3	28 28	19 19	40.00 20.00	60.00
44	Cher. 4188.....	Sarah Humphrey: E. $\frac{1}{2}$ of SW. $\frac{1}{4}$	3	28	19	.....	80.00

Land in Adams and Logan list which has been claimed by Cherokee citizens other than Delawares, as shown by attempts to file thereon—Continued.

No.	Card No.	Name.	Indian meridian.			Acres.	Total acres.
			Sec.	Tp.	R.		
45	Cher. 871.....	Watt Cochran: NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, less 1.86 acres M. K. & O. R. R. right of way.	21	27	13	.....	38.14
46	Cher. 4244.....	Charles Parks: N. $\frac{1}{4}$ of SE. $\frac{1}{4}$	14	25	12	.....	80.00
47	Cher. 4244.....	Martha S. Parks: W. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	24 25	26 26	12 12	20.00 10.00	30.00
48	Cher. 4291.....	Anna Thornton: SE. 10 acres of lot 2 Lot 3, less 7.26 acres K. O. C. & S. R. R. right of way. W. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	30 30 30 30	26 26 26 26	13 13 13 13	10.00 33.92 20.00 10.00	73.92
49	Cher. 4291.....	William L. Thornton: W. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ Lot 4, less 4.28 K. O. C. & S. R. R. right of way.	30 30 30	26 26 26	13 13 13	20.00 40.00 36.91	96.91
50	Cher. 5499.....	Catherine Henry: N. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	21 21	25 25	17 17	20.00 10.00	30.00
51	Cher. 4582.....	Leroy Hurd: W. $\frac{1}{4}$ of NE. $\frac{1}{4}$	32	25	19	.....	80.00
52	Cher. 4582.....	James F. Hurd: N. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ N. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	32 32	25 25	19 19	20.00 20.00	40.00
53	Cher. 6085.....	Harris R. Gourd: S. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	20	25	17	20.00	20.00
54	Cher. 6085.....	Carlos C. R. Gourd: S. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	21	25	17	.....	20.00
55	Cher. 3679.....	John I. Hawkins: S. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of.....	15 22	24 24	21 21	20.00 40.00	60.00
56	Cher. 19.....	Samuel B. Severs: SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	28	22	19	.....	10.00
57	Cher. 19.....	Emma Severs: SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of.....	21	22	19	.....	40.00
58	Cher. 19.....	Charles J. Severs: NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ E. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of.....	28 28 28	22 22 22	19 19 19	10.00 20.00 40.00	70.00
59	Cher. 3296.....	John Harvey: N. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ Lot 1	1 1	24 24	18 18	20.00 45.53	65.53
60	Cher. 4255.....	Belle Keys: Lot 4.....	19	26	13	.....	41.13
61	Cher. 4255.....	Pearl Keys: Lot 3.....	19	26	13	.....	41.12
62	Cher. 5467.....	Walter Cormicle: NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of.....	12 12	24 24	18 18	10.00 40.00	50.00
63	Cher. 5467.....	Thomas C. Cormicle: SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, less 0.94 St. L. & S. F. R. R. right of way.	12	24	18	.....	9.06
64	Cher. 5467.....	Lincoln R. Cormicle: E. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, less 3.75 St. L. & S. F. R. R. right of way.	12	24	18	.....	16.25
65	Cher. 5494.....	Sallie Taylor: S. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of.....	27	24	17	.....	80.00
66	Cher. 4315.....	William Keeler: SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of.....	36	27	12	.....	40.00
67	Cher. 10209.....	Homer Billingslea: E. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of.....	9	23	19	.....	80.00
68	Cher. 10327.....	Philetus L. A. Reed: SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of..... W. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	27 27	29 29	13 13	40.00 20.00	60.00
69	Cher. 10327.....	Ala M. Reed: E. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of..... NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	33 28	29 29	13 13	80.00 10.00	90.00

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			Sec.	Tp.	R.		
70	Cher. 10327....	Alice L. V. Reed: W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of	31	29	13	80.00
71	Cher. 10327....	Linna I. Reed: E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of	28	29	13	80.00
72	Cher. 10327....	Nancy A. Reed: W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of	27	29	13	.....	80.00
73	Cher. 4072....	Joel Suagee: S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of	31	26	13	20.00	70.00
		NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of	31	26	13	40.00	
		NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of	32	26	13	10.00	
74	Cher. 4072....	Dovie Suagee: NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of	32	26	13	40.00	80.00
		NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of	31	26	13	40.00	
75	Cher. 4072....	Evaline Suagee: S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of	32	26	13	20.00	60.00
		NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of	32	26	13	40.00	
76	Cher. 4072....	Floyd Suagee: SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of	31	26	13	10.00	50.00
		S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of	32	26	13	20.00	
		NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of	32	26	13	10.00	
		NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of	32	26	13	10.00	
77	Cher. 4072....	David Suagee: SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of	31	26	13	10.00	60.00
		N. $\frac{1}{2}$ of S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of	31	26	13	40.00	
		NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of	31	26	13	10.00	
78	Cher. 1003....	Barney Davis: N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of	25	27	13	.....	20.00
79	Cher. 1003....	Mary Davis: E. 20 acres of lot 4	19	27	14	20.00	66.82
		SW. 6.82 acres of lot 4	19	27	14	6.82	
		SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of	24	27	13	40.00	
80	Cher. 3468....	Thomas Fox: Lots 6 and 7 less 0.61 St. L. & S. F. R. R. right of way.	6	24	19	.....	79.63
81	Cher. 4708....	George W. Eaton: W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of	1	26	12	.....	20.00
82	Cher. 4274....	Jennie O. Morton: NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of	1	26	12	.....	10.00
83	Cher. 5015....	Eva J. Brown: N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of	29	29	15	80.00	90.00
		NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of	29	29	15	10.00	
84	Cher. 10174....	Joseph Ann Hall: NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of	36	27	12	.....	40.00
85	Cher. 4221....	Mary Scullawl: S. 20.03 acres of lot 2	18	25	13	20.03	60.14
		Lot 3	18	25	13	40.11	
86	Cher. 4221....	William Scullawl: N. 20.02 acres of lot 2	18	25	13	20.02	70.02
		SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of	18	25	13	40.00	
		NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of	18	25	13	10.00	
87	Cher. 4221....	Richard Scullawl: NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of	18	25	13	10.00	20.00
		SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of	18	25	13	10.00	
88	Cher. 705	Jesse Reese: N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of	4	24	19	.....	80.00
89	Cher. 5476....	Joseph Nelson Robinson: NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of	34	25	16	.....	40.00
90	Cher. 4500....	Valentine W. Needham: SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of	4	27	13	40.00	80.96
		Lot 2	4	27	13	40.96	
91	Cher. 4500....	Allie A. Needham: NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of	4	27	13	.....	40.00
92	Cher. 3291....	Flora B. Thompson: NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ less 1.29 M. K. & T. R. R. right of way.	36	24	19	.....	38.71
93	Cher. 4355....	William A. Carr: N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of	25	27	12	80.00
94	Cher. 4189....	William I. Brewer: S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of	26	28	19	80.00

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95	Cher. 8257.....	Abraham Locust: W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of	18	27	16	80.00
96	Cher. 8257.....	Ross Locust: N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of	18	27	16	80.00
97	Cher. 8257.....	Luke Locust: E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of	18	27	16	.....	80.00
98	Cher. 10174....	Mae Evelyn Hall: SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of	25	27	12	.....	40.00
99	Cher. 5595.....	Susan Swan: NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	27	24	17	.....	10.00
100	Cher. 3813.....	James M. Trout: SW. $\frac{1}{4}$ of lot 2	30	24	20	.....	7.97
101	Cher. 3190.....	William L. Harlin: NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of	32	25	19	40.00	70.00
		W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	32	25	19	20.00	
		SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	32	25	19	10.00	
102	Cher. 3182.....	William G. Williams: W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of	29	25	19	.....	20.00
103	Cher. 4491.....	Albert V. McGhee: SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of	7	28	20	.....	40.00
104	Cher. 3425.....	Edna J. Trout: E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of	31	24	20	.....	80.00
105	Cher. 4187.....	Jessie Brewer: N. $\frac{1}{2}$ of SW. $\frac{1}{4}$	26	28	19	.....	80.00
106	Cher. 8588.....	Johnson Waters: S. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	13	27	12	.....	20.00
107	Cher. 8588.....	Sarah Waters: SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	13	27	12	.....	40.00
108	Cher. 8588.....	Tom Waters: SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	12	27	12	40.00	80.00
		SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	12	27	12	40.00	
109	Cher. 8588.....	Nellie Waters: NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	13	27	12	40.00	100.00
		NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	13	27	12	10.00	
		SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	12	27	12	40.00	
		SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	12	27	12	10.00	
110	Cher. 8588.....	Lydia Waters: S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	12	27	12	20.00	80.00
		SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	12	27	12	40.00	
		N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	13	27	12	20.00	
111	Cher. 6668.....	Tom Wolfe: NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	7	26	23	.....	40.00
112	Cher. 4536.....	Bear Scullaw: S. $\frac{1}{2}$ of SW. $\frac{1}{4}$	34	20	13	.....	80.00
113	Cher. 5132.....	Daisy D. Byrd: SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	32	24	17	40.00	60.00
		E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	32	24	17	20.00	
114	C. F. D. 692....	Frances Martin: NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	1	24	18	40.00	80.00
		SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	1	24	18	40.00	
115	Cher. 692.....	Fred Martin: S. $\frac{1}{2}$ of SW. $\frac{1}{4}$	22	25	18	.....	80.00
116	Cher. 4607.....	Julia Gilstrap: NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, less 3.51 acres M. K. & O. R. R. right of way of.	28	27	13	.....	36.49
117	C. F. D. 692....	Eliza Martin: N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of	22	25	18	.....	80.00
118	Cher. 4321.....	Andrew H. Norwood: NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of	21	27	13	40.00	69.33
		N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, less 0.67 M. K. & O. R. R. right of way.	28	27	13	19.33	
		SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	28	27	13	10.00	
119	Cher. 4271.....	Fred Keeler: S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	19	26	13	20.00	50.00
		N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	19	26	13	20.00	
		NE. 10 acres of lot 2	19	26	13	10.00	
120	Cher. 4785.....	Maud E. Coker: SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of	33	28	14	.....	40.00
121	Cher. 4332.....	Losson Winkler: SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	5	28	14	.....	10.00

Land in Adams and Logan list which has been claimed by Cherokee citizens other than Delawares, as shown by attempts to file thereon—Continued.

No.	Card No.	Name.	Indian meridian.			Acres.	Total acres.
			Sec.	Tp.	R.		
122	Cher. 4334.....	Annie B. Winkler: W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of	9 9	28 28	14 14	80.00 10.00	90.00
123	Cher. 4334.....	Mary Violet Winkler: NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of	9 9	28 28	14 14	40.00 20.00	60.00
124	Cher. 715.....	Nancy Sam: N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of	22	24	13	.....	80.00
125	Cher. 715.....	Levi Sam: S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of	22	24	13	.....	80.00
126	Cher. 3335.....	Susan Shaw: NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of	10 10 10	28 28 28	13 13 13	40.00 20.00 10.00	70.00
127	Cher. 2540.....	Lillie Clark: E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of	33	25	17	.....	80.00
128	Cher. 2288.....	John Hilderbrand: S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of	13 24 24	27 27 27	12 12 12	20.00 40.00 20.00	80.00
129	Cher. 7019.....	Katie Hilderbrand: W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of	24 24 24	27 27 27	12 12 12	20.00 20.00 10.00	50.00
130	Cher. 3505.....	Winnie M. Scott: W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of	22 22 22	24 24 24	21 21 21	20.00 40.00	60.00
131	Cher. 3505.....	Velma D. Scott: S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of	22 22	24 24	21 21	20.00 10.00	30.00
132	Cher. 4331.....	Colonel Griggs: Lot 2 of	4	28	13	.....	39.02
133	Cher. 4331.....	Frank Griggs: Lot 1 of	4	28	13	.....	39.17
134	Cher. 3741.....	Abbie Hawkins: NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of	15 15 15	24 24 24	21 21 21	40.00 40.00	80.00
135	C. F. 836.....	Frances Patterson: SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of	3 3 3	28 28 28	13 13 13	10.00 10.00 20.00	40.00
136	C. F. 836.....	York A. Patterson: N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of	3 3	28 28	13 13	20.00 10.00	30.00
137	Cher. 883.....	James Cochran: NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of	4 5 5	28 28 28	13 13 13	40.00 20.00 10.00	70.00
138	Cher. 883.....	Sallie Cochran: NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of	5 5 5	28 28 28	13 13 13	40.00 10.00 20.00	70.00
139	Cher. 4258.....	Nora E. Sarcoux: E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of	10 10 10	25 25 25	13 13 13	20.00 40.00 20.00	80.00
140	Cher. 2994.....	Alex. Proctor: NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of	17 17 17	23 23 23	19 19 19	40.00 20.00 10.00	70.00
141	Cher. 2994.....	Thomas Proctor: N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of	20 17	23 23	19 19	20.00 10.00	30.00
142	C. F. D. 239.....	Osa Martin: S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of	22	25	13	.....	80.00

Land in Adams and Logan list which has been claimed by Cherokee citizens other than Delawares, as shown by attempts to file thereon—Continued.

No.	Card No.	Name.	Indian meridian.			Acres.	Total acres.
			Sec.	Tp.	R.		
143	Cher. 5407.....	William H. H. Scudder, jr.:					
		Lot 4.....	30	23	16	.....	38.80
144	Cher. 3512.....	Gretchen J. Merrell:					
		NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, less 2.11 M. K. & T. R. right of way (only 0.27 acres included in segregation).	19	24	20	.....	.27
145	Cher. 5602.....	Susie McKnight:					
		SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	35	25	16	.....	40.00
146	Cher. 5602.....	George L. McKnight:					
		SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	35	25	16	.....	10.00
147	Cher. 5422.....	James E. Milam:					
		E. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	28	25	17	.....	20.00
148	Cher. 5422.....	William G. Milam:					
		NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	28	25	17	.....	10.00
149	Cher. 2523.....	Maud Beck:					
		SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	5	28	13	10.00	
		N. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	5	28	13	20.00	
		N. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	5	28	13	20.00	
		SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	5	28	13	10.00	
							60.00
150	Cher. 2523.....	Vivia Beck:					
		NW. 8.92 acres lot 3.....	5	28	13	8.92	
		Lot 4.....	5	28	13	37.50	
							46.42
151	Cher. 2523.....	Lucian Beck:					
		NE. 8.92 acres lot 3.....	5	28	13	.....	8.92
152	Cher. 2523.....	Macy Beck:					
		S. 20 acres lot 3.....	5	28	13	20.00	
		N. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	5	28	13	20.00	
		SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	5	28	13	10.00	
							500.00
153	Cher. 3058.....	Newton Trout:					
		S. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	30	24	20	.....	20.00
154	C. F. D. 887.....	Jesse Martin:					
		SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	22	25	13	10.00	
		S. $\frac{1}{4}$ of NE. $\frac{1}{4}$	22	25	13	80.00	
							900.00
155	Cher. 4081.....	Penn Phillips:					
		Lots 1 and 2.....	31	21	13	.....	79.34
156	Cher. 6272.....	Callie Getup:					
		SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	16	27	13	40.00	
		SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	16	27	13	10.00	
		E. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	16	27	13	20.00	
							70.00
157	Cher. 6272.....	William Clark, jr.:					
		E. $\frac{1}{4}$ of SW. $\frac{1}{4}$	16	27	13	.....	80.00
158	Cher. 3415.....	Bettie Woodall:					
		W. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	17	24	21	20.00	
		NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	17	24	21	10.00	
							30.00
159	Cher. 3243.....	Malinda Secondine:					
		NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	8	24	19	40.00	
		NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	4	24	19	10.00	
		SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	4	24	19	10.00	
		SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	5	24	19	40.00	
							100.00
160	Cher. 3243.....	Harrison Secondine:					
		W. $\frac{1}{4}$ of NW. $\frac{1}{4}$	9	24	19	80.00	
		SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	4	24	19	10.00	
							90.00
161	Cher. 4265.....	Mary Sears, nee Bennett:					
		NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	31	26	13	10.00	
		N. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	31	26	13	20.00	
		SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	31	26	13	10.00	
							40.00
162	Cher. D. 435.....	Thomas M. Patterson:					
		E. 20 acres lot 2.....	7	24	16	.....	20.00
163	Cher. D. 435.....	Virgil V. Patterson:					
		W. 16.78 acres lot 2.....	7	24	16	.....	16.78
164	Cher. 4005.....	Austaphine C. Kinnison:					
		SW. 9.30 acres lot 2.....	7	28	20	.....	9.30
165	Cher. F. 722.....	Jennie Buford:					
		N. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	28	25	20	.....	20.00
166	Cher. F. 722.....	Johnson Buford:					
		S. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, less 0.06 M. K. & T. R. R. right of way.	28	25	20	19.94	
		S. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	28	25	20	20.00	
		NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	28	25	20	10.00	
							49.94

Land in Adams and Logan list which has been claimed by Cherokee citizens other than Delawares, as shown by attempts to file thereon—Continued.

No.	Card No.	Name.	Indian meridian.			Acres.	Total acres.
			Sec.	Tp.	R.		
167	Cher. F. 722 ...	Walter Buford: NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	28 28	25 25	20 20	40.00 10.00	50.00
168	Cher. 477.....	Benjamin O. Treuman: E. $\frac{1}{2}$ of SE. $\frac{1}{4}$	26	28	19	.....	80.00
169	Cher. F. D. 664.	Margaret Landrum: E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	5	28	13	.....	20.00
170	Cher. F. D. 664.	Barbara Landrum: SW. $\frac{1}{4}$ of lot 3 E. 19.44 of lot 3, less 3.78 K. O. C. & S. R. R. right of way.	4 4	28 28	13 13	10.00 15.66	25.66
171	Cher. F. D. 664.	Nelson Landrum: NW. $\frac{1}{4}$ of lot 3	4	28	13	.....	9.44
172	Cher. 5932.....	Menerva Jones: S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	26 26 35	27 27 27	13 13 13	20.00 10.00 40.00	70.00
173	Cher. 5932.....	Beulah M. Lyman: E. $\frac{1}{2}$ of NW. $\frac{1}{4}$	36	27	13	.....	80.00
174	Cher. 6932.....	Savola R. Lyman: W. $\frac{1}{2}$ of NW. $\frac{1}{4}$	36	27	13	.....	80.00
175	Cher. 5932.....	Ethel G. Jones: NE. $\frac{1}{4}$ of N.E. $\frac{1}{4}$	35	27	13	.....	40.00
176	Cher. 7412.....	Ruth T. Brady: NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	25	20	12	.....	10.00
177	Cher. 13.....	Francis B. Fite: N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	29	22	19	.....	20.00
178	Cher. 1252.....	Cleo B. Stattham: S. $\frac{1}{2}$ of S. $\frac{1}{2}$ of NE. $\frac{1}{4}$, less 0.18 acres K. O. C. & S. R. R. right of way.	36	26	12	.....	39.82
179	Cher. 7395.....	Elizabeth Vann: NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, less 4.59 acres K. O. C. & S. R. R. right of way.	4	28	13	.....	35.41
180	Cher. 8098.....	Sam Shell: NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	25 25 36	24 24 24	12 12 12	40.00 20.00 20.00	80.00
181	Cher. 8098.....	Charlie Shell: W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	25	24	12	.....	20.00
182	Cher. 630.....	Sunday White: S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	36 36 36	24 24 24	12 12 12	20.00 20.00 10.00	50.00
183	Cher. 630.....	George White: SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	36	24	12	.....	10.00
184	Cher. 555.....	William L. Cowart: N. $\frac{1}{2}$ of S. $\frac{1}{2}$ of NW. $\frac{1}{4}$	32	26	16	.....	40.00
185	Cher. 3123.....	George W. Poplin: E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ (only 10 acres in- cluded in the segregation).	27	23	19	.....	10.00
186	Ch. F. D. 705 ..	Lettie Brown, formerly Lettie Muldrow: E. $\frac{1}{2}$ of NW. $\frac{1}{4}$	22	25	13	.....	80.00
187	Ch. F. D. 705 ..	Howard Brown: E. $\frac{1}{2}$ of SW. $\frac{1}{4}$	22	25	13	.....	80.00
188	Cher. 5958.....	Julia A. Ivey: SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	24	27	12	.....	40.00
189	Cher. 4498.....	William P. Ringo: E. 20 acres lot 1, less 0.53 acres K. O. C. & S. R. R. right of way. E. 20 acres lot 2 S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	31 31 31	26 26 26	13 13 13	19.47 20.00 20.00	59.47
190	Cher. 5142.....	Norris Ruddles: SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	28	27	13	.....	10.00
191	Cher. 4607.....	Julia Gilstrap: Lot 2	18	27	13	.....	42.25
192	Cher. 4607.....	Jennie Gilstrap: S. 21.20 acres lot 1 S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	18 18 18	27 27 27	13 13 13	21.20 20.00 40.00	81.20
193	Cher. 6798.....	Andy R. Nave, Jr.: E. $\frac{1}{2}$ of SW. $\frac{1}{4}$, less 5.78 acres K. & A. V. R. R. right of way.	18	27	16	.....	74.22
194	Cher. 6798.....	George F. Nave: E. $\frac{1}{2}$ of NW. $\frac{1}{4}$, less 6.10 acres K. & A. V. R. R. right of way.	18	27	16	.....	73.90

Land in Adams and Logan list which has been claimed by Cherokee citizens other than Delawares, as shown by attempts to file thereon—Continued.

No.	Card No.	Name.	Indian meridian.			Acres.	Total acres.
			Sec.	Tp.	R.		
195	Cher. 6798.....	Joanna G. Nave: S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of	18	27	16	.....	80.00
196	Cher. 7578.....	Simon McKinzey: SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of	22	22	19	40.00	40.00
197	Cher. 4426.....	Mike Fields: SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of	31	16	20	.....	40.00
198	Cher. 788.....	Nannie L. Dudley: SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of	28	26	16	40.00	60.00
		S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of	28	26	16	20.00	
199	Cher. 1739.....	Charles W. Willey: E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of	36	16	19	20.00	
		SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of	36	16	19	10.00	30.00
200	Cher. 1657.....	Jananna Willey, nee Sanders: NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of	36	16	19	.....	10.00
201	Cher. 1696.....	Milo J. Willey: NE. 10 acres of lot 1	36	16	19	.....	10.00
202	Cher. 1696.....	Myrtle Willey: NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of	36	16	19	.....	10.00
203	Cher. F. 881	Rachel Clay: NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of	20	25	13	.....	40.00
204	Cher. 6879.....	Charley Welch: N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of	35	27	12	20.00	80.00
		S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of	35	27	12	20.00	
		NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of	35	27	12	10.00	
		E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of	35	27	12	20.00	
		SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of	35	27	12	10.00	
205	Cher. 6879.....	Jesse Welch: SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of	35	27	12	40.00	
		S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of	35	27	12	20.00	60.00
206	Cher. 2307.....	Henry Eifert: NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of	30	16	20	40.00	50.00
		NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of	30	16	20	10.00	
207	Cher. 2307.....	Henry Eifert, jr.: NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of	30	16	20	.....	40.00
208	Cher. 2307.....	Sally M. Eifert: SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of	1	15	19	10.00	90.00
		N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of	1	15	19	20.00	
		N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of	1	15	19	20.00	
		SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of	1	15	19	10.00	
		NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of	1	15	19	10.00	
		S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of	1	15	19	20.00	
209	Cher. D. 572	Susan L. Reed: SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of	28	29	13	40.00	70.00
		S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of	28	29	13	20.00	
		NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of	28	29	13	10.00	
210	Cher. 4297.....	Susie J. Hicks, nee Goodwin: NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of	27	29	13	40.00	60.00
		E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of	27	29	13	20.00	
211	Cher. 4706.....	Richard L. Hammett: E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of	32	22	16	.....	80.00
212	Cher. 5288.....	James M. Hamilton: W. $\frac{1}{2}$ of NW. $\frac{1}{4}$, less 2.19 M. K. & O. R. R. right of way, and less 3.66 K. O. C. & S. R. R. right of way.	32	27	13	.....	74.15
213	Cher. 5288.....	Hugh M. Hamilton: SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, less 0.58 K. O. C. & S. R. R. right of way, and 1.74 M. K. & O. R. R. right of way.	32	27	13	.....	37.68
214	Cher. 5288.....	Clarence W. Hamilton: N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of	32	27	13	20.00	77.58
		NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of	32	27	13	40.00	
		W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, less 0.58 M. K. & O. R. R. right of way, and 1.84 K. O. C. & S. R. R. right of way.	32	27	13	17.58	
215	Cher. 2002.....	James P. Fuller: SW. 10 acres of lot 1. (Only 5.01 acres included in segregation.)	1	15	19	.....	5.01
216	Cher. 2002.....	Rosa L. Fuller: SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of	1	15	19	40.00	50.10
		S. 20 acres of lot 2. (Only 10.10 acres included in segregation.)	1	15	19	10.10	
217	Cher. 2002.....	James S. Fuller: NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$. (Only 5 acres included in segregation.)	1	15	19	5.00	15.00
		NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of	1	15	19	10.00	

*Land in Adams and Logan list which has been claimed by the Cherokee citizen other than
Delawares, as shown by attempts to file thereon—Continued.*

No.	Card No.	Name.	Indian meridian.			Acres.	Total acres.
			Sec.	Tp.	R.		
218	Cher. D. 2558..	John Jim: N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of	31	25	13	.....	80.00
219	Cher. D. 2559..	Charles Jim: S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of	31	25	13	.....	80.00
220	Cher. D. 2561..	Phillip Jim: NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of	28	29	13	40.00	80.00
		SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of	29	29	13	40.00	
221	Cher. D. 2562..	Winnie Jim: NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of	29	29	13	40.00	68.03
		E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ less 1.97 K. O. C. & S. R. R. right of way.	29	29	13	18.03	
222	Cher. 9331.....	Reese Mose: N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of	31	25	13	.....	80.00
223	Cher. 9331.....	Thomas Mose: S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of	31	25	13	.....	80.00
224	Cher. 4310.....	Benlah G. Dancer: W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	24	28	13	.....	20.00
225	Cher. 7600.....	Mary Cochran: S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	28	26	16	.....	20.00
226	Cher. 7600	Mamie Boyls: S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	28	26	16	20.00	30.00
		NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	28	26	16	10.00	
227	Cher. 2165	Nancy E. Berd: SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	31	16	20	.....	10.00
228	Cher. 2165	Harrold B. Berd: NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of	31	16	20	40.00	75.00
		N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	31	16	20	20.00	
		SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	31	16	20	10.00	
		SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	1	15	19	5.00	
		included in segregation)					
229	Cher. F. D. 14 ..	William Davis: SE. 10 acres of lot 3	6	15	20	10.00	51.50
		Lot 4 of	6	15	20	36.49	
		SE. 10 acres of lot 1. (Only 5.01 acres included in segregation.)	1	15	19	5.01	
230	Cher. 871	Mary Cochran: SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, less 1.27 M. K. & O. R. R. right of way of	21	27	13	38.73	79.03
		SE. 10 acres of lot 4	3	26	13	10.00	
		N. 20.30 acres of lot 4	3	26	13	20.30	
		SW. 10 acres of lot 4	3	26	13	10.00	
231	Cher. F. D. 859 ..	Frank Daniels: E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of	29	27	13	.....	20.00
232	Cher. 4338	Josie Farel Parsons: W. $\frac{1}{2}$ of E. $\frac{1}{2}$ of NE. $\frac{1}{4}$	24	28	13	.....	40.00
233	Cher. F. 454	Jeta Fields: W. $\frac{1}{2}$ of W. $\frac{1}{2}$ of SW. $\frac{1}{4}$	1	25	13	40.00	80.00
		S. $\frac{1}{2}$ of N. $\frac{1}{4}$ of SE. $\frac{1}{4}$	2	25	13	40.00	
234	Cher. 6841	Jacob Padget: N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of	13	24	14	.....	80.00
235	Cher. 4145	James S. Davenport: SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, less 0.10 acre M. K. & O. R. R. right of way, of	6	26	13	.....	39.90
236	Cher. F.D. 218..	Cynthia J. Wickliff: N. $\frac{1}{2}$ of NE. $\frac{1}{4}$	14	28	19	.....	80.00
237	Cher. 4236	William G. Rogers: SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	31	27	13	40.00	80.00
		SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	29	27	13	40.00	
238	Cher. 4289	Charles A. Knipe: W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	19	26	13	20.00	90.00
		NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	19	26	13	40.00	
		N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	19	26	13	20.00	
		SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	19	26	13	10.00	
239	Cher. F. D. 819..	Mina Beck: E. $\frac{1}{2}$ of E. $\frac{1}{2}$ of NE. $\frac{1}{4}$	7	26	13	40.00	70.00
		SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	7	26	13	10.00	
		N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	7	26	13	20.00	
		Grand total.....					13,375.80

EXHIBIT B.

The following described land in the list of land filed with the Commission to the Five Civilized Tribes December 16, 1902, and amended January 23, 1903, by Walter S. Logan, claiming to be the attorney of the Delaware Indians, is found, as indicated below, from the Commission's records to be claimed or occupied by Cherokee citizens, as per Commission's citizenship cards, and who are not Delawares, or listed as such upon citizenship cards of the Commission:

TOWNSHIP 19 NORTH, RANGE 12 EAST, INDIAN MERIDIAN.	
Section 1:	Acres.
Lot 1; Looney D. Price, Cherokee card No. 4938	14.98

TOWNSHIP 20 NORTH, RANGE 12 EAST, INDIAN MERIDIAN.	
Section 25:	
E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; James H. Thomas, Cherokee card No. 5329	30.00
SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; John Archer, Cherokee card No. 4849	20.00
Section 36:	
NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Looney D. Price, Cherokee card No. 4938	30.00
SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Josephine Crutchfield, Cherokee card No. 4986	10.00
Total	90.00

TOWNSHIP 22 NORTH, RANGE 12 EAST, INDIAN MERIDIAN.	
Section 13:	
S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Samuel Perry, Cherokee card No. 4429	20.00
Section 23:	
N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Thomas White, Cherokee card No. 619	50.00
Section 23:	
SE. $\frac{1}{4}$ NE. $\frac{1}{4}$ of NE; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Samuel Perry, Cherokee card No. 4429	30.00
Section 24:	
NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Samuel Perry, Cherokee card No. 4429	70.00
E. $\frac{1}{2}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; William S. Tiblow, Cherokee card No. 4344	130.00
Section 26:	
NE. $\frac{1}{4}$; William L. Walden, Cherokee card No. 4935	160.00
N. $\frac{1}{2}$ of SE. $\frac{1}{4}$; Bushyhead Tyner, Cherokee card No. 4330	80.00
Total	540.00

TOWNSHIP 24 NORTH, RANGE 12 EAST, INDIAN MERIDIAN.	
Section 25:	
E. $\frac{1}{2}$ of SW. $\frac{1}{4}$; Lewis Bibles, Cherokee card No. 4401	80.00
Section 36:	
NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; W. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Lewis Bibles, Cherokee card No. 4401	70.00
Total	150.00

TOWNSHIP 25 NORTH, RANGE 12 EAST, INDIAN MERIDIAN.	
Section 13:	
SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; George Daniels, Cherokee card No. 2476	40.00
Section 14:	
N. $\frac{1}{2}$ of SE. $\frac{1}{4}$; Charles Parks, Cherokee card No. 4244	80.00
Total	120.00

TOWNSHIP 26 NORTH, RANGE 12 EAST, INDIAN MERIDIAN.

	Acre.
Section 1: NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; William Johnstone, Cherokee card No. 4205.....	30.00
Section 12: N. $\frac{1}{2}$ of NE. $\frac{1}{4}$; William Johnstone, Cherokee card No. 4205.....	80.00
Section 13: SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Harold D. Lannom, Cherokee card No. 4230	40.00
Section 24: E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; William Johnstone, Cherokee card No. 4205..	20.00
W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Charles Parks, Cherokee card No. 4244	20.00
Section 25: NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Charles Parks, Cherokee card No. 4244 ...	10.00
SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Andrew C. Adkins, Cherokee card No. D-584	30.00
Section 36: N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Anna Thornton, Cherokee card No. 4291	20.00
S. $\frac{1}{2}$ of S. $\frac{1}{2}$ of NE. $\frac{1}{4}$; Cleo B. Statham, Cherokee card No. 1252'.....	40.00
Total	290.00

TOWNSHIP 27 NORTH, RANGE 12 EAST, INDIAN MERIDIAN.

Section 1: S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SE. $\frac{1}{4}$; Jacob H. Bartles, Cherokee card No. 4326	140.00
Section 12: E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Jacob H. Bartles, Cherokee card No. 4326.....	30.00
SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; S. $\frac{1}{2}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; of SW. $\frac{1}{4}$; James H. Stokes, Cherokee card No. 4303.....	200.00
Section 13: W. $\frac{1}{2}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$; S. $\frac{1}{2}$ of SW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; James H. Stokes, Cherokee card No. 4303.....	340.00
NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Jacob H. Bartles, Cherokee card No. 4326	50.00
Section 24: N. $\frac{1}{2}$ of NE. $\frac{1}{4}$; James H. Stokes, Cherokee card No. 4303	80.00
Section 25: SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Nelson F. Carr, Cherokee card No. 4306.....	170.00
SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; James H. Requa, Cherokee card No. D-1266.....	150.00
Section 35: NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; James H. Requa, Cherokee card No. D-1266	40.00
Section 36: W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; James H. Requa, Cherokee card No. D-1266.....	40.00
S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; William C. Rogers, Cherokee card No. 6199.....	40.00
Total	1,280.00

TOWNSHIP 28 NORTH, RANGE 12 EAST, INDIAN MERIDIAN.

Section 24: SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Robert E. Doherty, Cherokee card No. 2528.....	20.00
Section 25: SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Robert L. Owen, Cherokee card No. 5599...	10.00
Section 26: S. $\frac{1}{2}$ of S. $\frac{1}{2}$ of NE. $\frac{1}{4}$; S. 10.12 acres lot 2; Robert L. Owen, Cherokee card No. 5599	50.12

Section 35:	Aces.
NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Robert L. Owen, Cherokee card No. 5599...	10. 00
Section 36:	
W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Robert L. Owen, Cherokee card No. 5599.....	30. 00
Total	120. 12

TOWNSHIP 29 NORTH, RANGE 12 EAST, INDIAN MERIDIAN.

Section 13:	
Lots 1, 2, and 3; E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Robert L. Owen, Cherokee card No. 5599	119. 25
E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Worcester Willey, Cherokee card No. 7298.....	30. 00
NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; William G. Holland, Cherokee card No. 4448.	10. 00
Section 24:	
E. $\frac{1}{2}$ of E. $\frac{1}{2}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Robert L. Owen, Cherokee card No. 5599.....	230. 00
E. $\frac{1}{2}$ of W. $\frac{1}{2}$ of W. $\frac{1}{2}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Worcester Willey, Cherokee card No. 7298.....	40. 00
NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Noah S. Holland, Cherokee card No. 855	20. 00
Section 25:	
NE. $\frac{1}{4}$ E. $\frac{1}{2}$ of E. $\frac{1}{2}$ of NW. $\frac{1}{4}$; E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$; N. $\frac{1}{2}$ of S. $\frac{1}{2}$ of SE. $\frac{1}{4}$; Robert L. Owen, Cherokee card No. 5599	350. 00
W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; William Moore, Cherokee card No. 2652.....	20. 00
W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; N. $\frac{1}{2}$ of S. $\frac{1}{2}$ of S. $\frac{1}{2}$ of S. $\frac{1}{2}$; Noah S. Holland, Cherokee card No. 855	190. 00
Total	1, 009. 25

TOWNSHIP 20 NORTH, RANGE 13 EAST, INDIAN MERIDIAN.

Section 27:	
NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; William W. Williams, Cherokee card No. 309	30. 00
SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Greenville P. Hefflefinger, Cherokee card No. 5154..	40. 00
Section 28:	
E. $\frac{1}{2}$ of SW. $\frac{1}{4}$; Texanna Wooley, Cherokee card No. D-406	80. 00
Section 31:	
S. 17.67 acres, lot 2; James M. Crutchfield, Cherokee card No. 5202..	17. 67
Section 33:	
E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Greenville P. Hefflefinger, Cherokee card No. 5154.....	20. 00
W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Texanna Wooley, Cherokee card No. D-406.....	40. 00
Section 34:	
NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Greenville P. Hefflefinger, Cherokee card No. 5154..	40. 00
SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$; Texanna Wooley, Cherokee card No. D-406	220. 00
Total	487. 67

TOWNSHIP 21 NORTH, RANGE 13 EAST, INDIAN MERIDIAN.

Section 7:	
E. $\frac{1}{2}$ of SW. $\frac{1}{4}$; Eli Ellis, Cherokee card No. 4347.....	80. 00
Lot 4; Jasper Chaney, Cherokee card No. 5152.....	39. 47
Section 18:	
NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; John H. Gibson, Cherokee card No. 4775	60. 00
S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SE. 10 acres, lot 2; George Spybnck, Cherokee card No. 3487	30. 00

	Aeres.
Section 19:	
E. $\frac{1}{2}$ of NE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; James F. Tyner, Cherokee card No. 4329.....	90.00
S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Amos W. Lord, Cherokee card No. D-746.....	140.00
W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; John H. Baker, Cherokee card No. 5393.....	80.00
SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; John M. Tucker, Cherokee card No. 4316.....	30.00
Section 20:	
N. $\frac{1}{2}$ of N. $\frac{1}{2}$ of SW. $\frac{1}{4}$; James F. Tyner, Cherokee card No. 4329.....	40.00
S. $\frac{1}{2}$ of N. $\frac{1}{2}$ of SW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; John M. Tucker, Cherokee card No. 4316.....	100.00
S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; William Turner, Cherokee card No. 6665.....	20.00
Section 30:	
E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; John H. Baker, Cherokee card No. 5393.....	50.00
NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; N. 19.99 acres lot 1; Alice Chism, Cherokee card No. D-1168.....	29.99
S. 19.96 acres lot 1; N. 19.93 acres lot 2; Nancy Chisholm, Cherokee card No. D-1280.....	39.89
S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; S. 19.90 acres lot 2; W. P. Phillips, Cherokee card No. 4081.....	39.90
Section 31:	
E. 20 acres lot 1, NW. 9.79 acres lot 1; W. P. Phillips, Cherokee card No. 4081.....	29.79
SW. 9.82 acres lot 1; lot 2; Nancy Chisholm, Cherokee card No. D-1280.....	49.55
Section 35:	
NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; S. $\frac{1}{2}$ of N. $\frac{1}{2}$ of NW. $\frac{1}{4}$; E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; S. $\frac{1}{2}$ of NE. $\frac{1}{4}$; William E. Halsell, Cherokee card No. 3331.....	160.00
NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; William N. Blake-more, Cherokee card No. 3396.....	20.00
Total.....	1,128.59

TOWNSHIP 22 NORTH, RANGE 13 EAST, INDIAN MERIDIAN.

Section 1:	
N. 20.04 acres lot 2; lots 3 and 4; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Edward L. Halsell, Cherokee card No. 4709.....	130.19
Section 2:	
Lots 1, 2, and 3; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; S. $\frac{1}{2}$ of NE. $\frac{1}{4}$; Edward L. Halsell, Cherokee card No. 4709.....	240.21
Total.....	370.40

TOWNSHIP 23 NORTH, RANGE 13 EAST, INDIAN MERIDIAN.

Section 35:	
NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Alonzo H. Boone, Cherokee card No. 4652.....	10.00
E. $\frac{1}{2}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Edward L. Halsell, Cherokee card No. 4709.....	150.00
Section 36:	
SW. $\frac{1}{4}$; Edward L. Halsell, Cherokee card No. 4709.....	160.00
NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Alonzo H. Boone, Cherokee card No. 4652.....	10.00
Total.....	330.00

TOWNSHIP 24 NORTH, RANGE 13 EAST, INDIAN MERIDIAN.

22:	
SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Jacob H. Bartles, Cherokee card No. 4326.....	150.00

TOWNSHIP 25 NORTH, RANGE 13 EAST, INDIAN MERIDIAN.

	Acres.
Section 1: W. $\frac{1}{2}$ of W. $\frac{1}{2}$ of SW. $\frac{1}{4}$; Jeta Fields, Freedman card No. 454.....	40.00
Section 9: SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$; William P. Ross, Cherokee card No. 4612.....	240.00
Section 16: NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Ellen C. Morrison, Cherokee card No. 4294.....	60.00
SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; George B. Keeler, Cherokee card No. 4271.....	70.00
SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Robert T. Morrison, Cherokee card No. 4294.....	70.00
Section 17: N. $\frac{1}{2}$ of NW. $\frac{1}{4}$; Thomas Measles, Cherokee card No. 2192.....	80.00
S. $\frac{1}{2}$ of SW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; William Keeler, Cherokee card No. 4315.....	120.00
SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Robert T. Morrison, Cherokee card No. 4294.....	40.00
Section 18: N. $\frac{1}{2}$ of NE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; William Johnstone, Cherokee card No. 4205.....	120.00
W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; lots 1 and 2; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; N. 20.05 acres lot 3; N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Myron L. Bronson, Cherokee card No. 10052.....	210.09
SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; S. 20.06 acres lot 3; lot 4; NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; William Scullawl, Cherokee card No. 9933.....	80.23
E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Robert T. Morrison, Cherokee card No. 4294..	20.00
Section 20: NW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$; William Keeler, Cherokee card No. 4315.....	280.00
NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Rachel Clay, Cherokee card No. 1155.....	40.00
Section 22: NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of N. $\frac{1}{2}$ of SE. $\frac{1}{4}$; Jesse Martin, Freedman card No. D-887.....	200.00
E. $\frac{1}{2}$ of NW. $\frac{1}{4}$; Lettie Brown, Freedman card No. D-705.....	80.00
E. $\frac{1}{2}$ of SW. $\frac{1}{4}$; Howard Brown, Freedman card No. D-705.....	80.00
S. $\frac{1}{2}$ of N. $\frac{1}{2}$ of SE. $\frac{1}{4}$; S. $\frac{1}{2}$ of SE. $\frac{1}{4}$; Osa Martin, Freedman card No. D-887.....	120.00
Section 31: N. $\frac{1}{2}$ of NE. $\frac{1}{4}$; Reese Mose, Cherokee card No. 9331.....	80.00
S. $\frac{1}{2}$ of NE. $\frac{1}{4}$; Thomas Mose, Cherokee card No. 9331.....	80.00
NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; John Jim, Cherokee card No. D-2558.....	70.00
SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Charles Jim, Cherokee card No. D-2558.....	40.00
Total.....	<u>2,220.32</u>

TOWNSHIP 26 NORTH, RANGE 13 EAST, INDIAN MERIDIAN.

Section 4: NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; George Hazelrig, Freedman card No. D-987.....	30.00
Section 6: Lot 2; lot 5; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Jacob H. Bartles, Cherokee card No. 4326.....	121.22
SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; James M. Davenport, Cherokee card No. 4145.....	40.00
Section 7: NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Nelson Beck, Freedman card No. D-1100.....	10.00
Lot 4; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Jacob Guthrie, Cherokee card No. 10328.....	81.01
Section 8: N. $\frac{1}{2}$ of N. $\frac{1}{2}$ of SW. $\frac{1}{4}$; Nelson Beck, Cherokee Freedman card No. D-1100.....	40.00
Section 9: E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Ettie Vann, Freedman card No. 949.....	20.00
Section 15: SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; William Rose, Freedman card No. D-804.....	140.00
Section 18: NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; lot 1; James Guthrie, Cherokee card No. 3545.....	81.01

		Aces.
Section 19:		
	SW. 10.55 acres lot 2; lot 3; W. 21.13 acres lot 4; NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; of SW. $\frac{1}{4}$; Lee Keys, Cherokee card No. 4255	82. 80
Section 30:		
	Lots 3 and 4, SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Anna Thornton, Cherokee card No. 4291	142. 37
Section 31:		
	NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; lot 1; NE. 10 acres lot 2; W. 20.97 acres lot 2; Anna Thornton, Cherokee card No. 4291	82. 10
	S. $\frac{1}{2}$ of N. $\frac{1}{2}$ of NE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Joel Snagee, Cherokee card No. 4072	150. 00
	S. $\frac{1}{2}$ of N. $\frac{1}{2}$ of NE. $\frac{1}{4}$; Huldah Bennett, Cherokee card No. 4265	40. 00
Section 32:		
	S. $\frac{1}{2}$ of N. $\frac{1}{2}$ of NW. $\frac{1}{4}$; James L. McCoy, Cherokee card No. 1236	40. 00
	S. $\frac{1}{2}$ of NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of N. $\frac{1}{2}$ of SW. $\frac{1}{4}$; Joel Snagee, Cherokee card No. 4072	120. 00
	S. $\frac{1}{2}$ of N. $\frac{1}{2}$ of SW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Huldah Bennett, Cherokee card No. 4265	50. 00
Total		<u>1, 270. 51</u>

TOWNSHIP 27 NORTH, RANGE 13 EAST, INDIAN MERIDIAN.

Section 2:		
	S. $\frac{1}{2}$ of SW. $\frac{1}{4}$; Allen H. Gibson, Cherokee card No. 4327	80. 00
Section 3:		
	SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Allen H. Gibson, Cherokee card No. 4327	60. 00
Section 4:		
	Lot 2; SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Martha E. Flynn, Cherokee card No. 3168	110. 96
Section 6:		
	S. 20 acres lot 1; SE. 10 acres lot 2; NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; David Bivens, Cherokee card No. 4207	60. 00
	S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Jacob H. Bartles, Cherokee card No. 4326	100. 00
Section 7:		
	W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; S. $\frac{1}{2}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$; lots 3 and 4; Jacob H. Bartles, Cherokee card No. 4326	364. 87
Section 8:		
	SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of W. $\frac{1}{2}$ of E. $\frac{1}{2}$; NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Richard M. Fields, Cherokee card No. 4223	100. 00
Section 9:		
	SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Rufus Miller, Cherokee card No. 9998	110. 00
	W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Andrew H. Norwood, Cherokee card No. 4321	20. 00
Section 10:		
	NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Allen H. Gibson, Cherokee card No. 4327	60. 00
	E. $\frac{1}{2}$ of NW. $\frac{1}{4}$; S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Rufus Miller, Cherokee card No. 9998	140. 00
Section 11:		
	N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Allen H. Gibson, Cherokee card No. 4327 ..	20. 00
	S. $\frac{1}{2}$ of NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Allen H. Gibson, Cherokee card No. 4327	180. 00
Section 15:		
	NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Rufus Miller, Cherokee card No. 9998	50. 00
	SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Dixon heirs, Cherokee card No. 2788	10. 00

		Acre.
Section 16:		
	NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Rufus Miller, Cherokee card No. 9998.....	80.00
	W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Andrew H. Norwood, Cherokee card No. 4321.....	170.00
	NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Richard M. Fields, Cherokee card No. 4223.....	10.00
	SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Frank M. Overlees, Cherokee card No. 4293.....	300.00
	S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; John H. Johnson, Cherokee card No. 4231.....	20.00
Section 17:		
	E. $\frac{1}{2}$ of NE. $\frac{1}{4}$; Richard M. Fields, Cherokee card No. 4223.....	80.00
Section 18:		
	E. $\frac{1}{2}$ of NW. $\frac{1}{4}$; lot 1; N. 21.13 acres lot 2; SE. 10 acres lot 2; NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Jacob H. Bartles, Cherokee card No. 4326.....	163.53
Section 21:		
	N. $\frac{1}{2}$ of SW. $\frac{1}{4}$; John H. Johnson, Cherokee card No. 4221.....	80.00
	SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Andrew H. Norwood, Cherokee card No. 4321.....	40.00
	N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Dixon heirs, Cherokee card No. 2788.....	20.00
Section 22:		
	S. $\frac{1}{2}$ of N. $\frac{1}{2}$ of NE. $\frac{1}{4}$; Dixon heirs, Cherokee card No. 2788.....	40.00
Section 24:		
	S. $\frac{1}{2}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Asa C. Statham, Cherokee card No. 1252.....	140.00
Section 25:		
	N. $\frac{1}{2}$ of N. $\frac{1}{2}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Asa C. Statham, Cherokee card No. 1252.....	70.00
	SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Robert Morrison, Cherokee card No. 4294.....	20.00
Section 27:		
	N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; William Mnsgrrove, Cherokee card No. 4978 ..	20.00
	NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Morris F. Knight, Cherokee card No. 3308.....	10.00
Section 28:		
	SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Morris F. Knight, Cherokee card No. 3308.....	30.00
	SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Andrew H. Norwood, Cherokee card No. 4321.....	40.00
Section 29:		
	E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Andrew Daniels, Freedman card No. D-859 ..	20.00
	W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Nelson F. Carr, Cherokee card No. 4206.....	20.00
	E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Morris F. Knight, Cherokee card No. 3308.....	20.00
Section 30:		
	NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Nelson F. Carr, Cherokee card No. 4206.....	70.00
Section 31:		
	S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; William G. Rogers, Cherokee card No. 4236.....	60.00
	W. $\frac{1}{2}$ of NE. $\frac{1}{4}$; Nelson F. Carr, Cherokee card No. 4206.....	80.00
	Lots 3 and 4; NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; William G. Rogers, Cherokee card No. 4236.....	92.55
	E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Jacob H. Bartles, Cherokee card No. 4326.....	30.00
Section 32:		
	E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Morris F. Knight, Cherokee card No. 3308.....	30.00
	S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; William G. Rogers, Cherokee card No. 4236.....	60.00
	SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; James M. Hamilton, Cherokee card No. 5288.....	60.00
	S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Frank M. Overlees, Cherokee card No. 4293 ..	20.00
Section 33:		
	NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Morris F. Knight, Cherokee card No. 3308.....	30.00

Section 34:	Acres.
SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Nelson Beck, Freedman card No. 1100	10.00
Total	3,401.91

TOWNSHIP 28 NORTH, RANGE 13 EAST, INDIAN MERIDIAN.

Section 3:	
NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Frances Patterson, Freedman card No. 836	70.00
Section 4:	
N. 19.02 acres, lot 2; N. 18.88 acres, lot 3; Sidney E. Bell, Cherokee card No. 4232	37.90
W. $\frac{1}{2}$ of SW. $\frac{1}{4}$; Andrew H. Norwood, Cherokee card No. 4321	80.00
Section 5:	
S. 20 acres, lot 3; NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Andrew H. Norwood, Cherokee card No. 4321	180.00
Section 9:	
N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Andrew H. Norwood, Cherokee card No. 4321	20.00
N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Clara Stockton, Cherokee card No. 4309	20.00
Section 10:	
W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Susie Shaw, Cherokee card No. 3335	150.00
E. $\frac{1}{2}$ of NW. $\frac{1}{4}$; S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Julia Dickson, Freedman card No. 1036	120.00
Section 11:	
W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$; S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Alex Dunn, Cherokee card No. 3369	220.00
Section 12:	
S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Harold D. Lannom, Cherokee card No. 4230	20.00
Section 14:	
N. $\frac{1}{2}$ of SW. $\frac{1}{4}$; George A. Waters, Cherokee card No. 632	80.00
Section 15:	
NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; George A. Waters, Cherokee card No. 632	40.00
Section 19:	
NW. 11.48 acres lot 3; Robert Doherty, Cherokee card No. 2528	11.48
SW. 11.45 acres lot 3; lot 4; Worcester Willey, Cherokee card No. 7798	54.23
Section 23:	
SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$; Mary Harrell, Cherokee card No. 4231	140.00
Section 24:	
W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Myrtle Dancer, Chero- kee card No. 4310	40.00
Section 26:	
N. $\frac{1}{2}$ of NE. $\frac{1}{4}$; Mary Harrell, Cherokee card No. 4231	80.00
Section 31:	
SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Richard M. Fields, Cherokee card No. 4223	70.00
Section 34:	
NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; George B. Keeler, Cherokee card No. 4271	10.00
Section 36:	
S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Sarah E. Courts, Cherokee card No. 4507	90.00
Total	1,533.61

TOWNSHIP 29 NORTH, RANGE 13 EAST, INDIAN MERIDIAN.

Section 16:	
S. $\frac{1}{2}$ of N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Robert L. Owen, Cherokee card No. 5599	30.00
Section 17:	
S. $\frac{1}{2}$ of S. $\frac{1}{2}$; Robert L. Owen, Cherokee card No. 5599	160.00

	Acres.
Section 18:	
E. 16.58 acres lot 1; William McKay, Cherokee card No. 4954.....	16.58
W. 16.58 acres lot 1; lots 2, 3, 4, 5, and 6; S. $\frac{1}{2}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SE. $\frac{1}{4}$; Robert L. Owen, Cherokee card No. 5599....	504.01
Section 19:	
NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of W. $\frac{1}{2}$; lots 1, 2, 3, and 4; Robert L. Owen, Cherokee card No. 5599.....	600.44
Section 20:	
E. $\frac{1}{2}$ of E. $\frac{1}{2}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SW. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Robert L. Owen, Cherokee card No. 5599.....	530.00
Section 21:	
E. $\frac{1}{2}$ of NE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Sidney E. Bell, Cherokee card No. 4232.....	140.00
W. $\frac{1}{2}$ of NE. $\frac{1}{4}$; W. $\frac{1}{2}$; NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Robert L. Owen, Cherokee card No. 5599.....	460.00
S. $\frac{1}{2}$ of S. $\frac{1}{2}$ of SE. $\frac{1}{4}$; Andrew Reed, Cherokee card No. 4349.....	40.00
Section 27:	
SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; William F. Goodman, Cherokee card No. 4297.....	10.00
W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Andrew Reed, Cherokee card No. 4349.....	90.00
Section 28:	
SE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Andrew Reed, Cherokee card No 4349.....	200.00
N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Robert L. Owen, Cherokee card No. 5599.....	40.00
Section 30:	
NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of W. $\frac{1}{2}$; lots 1, 2, 3, and 4; Robert L. Owen, Cherokee card No. 5599.....	384.20
Section 31:	
SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Sidney E. Bell, Cherokee card No. 4232 ...	10.00
Section 32:	
SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; George B. Keeler, Cherokee card No. 4271.....	30.00
Section 33:	
SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW; George B. Keeler, Cherokee card No. 4271.....	20.00
NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Andrew Reed, Cherokee card No. 4349	40.00
Section 34:	
NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; William F. Goodman, Cherokee card No. 4297.....	220.00
W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Andrew Reed, Cherokee card No. 4349	20.00
Total	<u>3,545.23</u>

TOWNSHIP 22 NORTH, RANGE 14 EAST, INDIAN MERIDIAN.

Section 6:	
Lots 2, 3, 4, and 5; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; lots 6 and 7; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$; Edward L. Halsell, Cherokee card No. 4709	481.78
Section 7:	
E. $\frac{1}{2}$ of NW. $\frac{1}{4}$; E. 20 acres, lot 1; NW. 10.44 acres, lot 1; E. 20 acres, lot 2; Edward L. Halsell, Cherokee card No. 4709.....	130.44
Section 32:	
E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; William S. Edward, Cherokee card No. 560 ..	20.00
Total	<u>632.22</u>

TOWNSHIP 23 NORTH, RANGE 14 EAST, INDIAN MERIDIAN.

Section 4:	
W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; James Roscopf, Cherokee card No. 4872	20.00

	Acres.
Section 34:	
W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Otis S. Seidmore, Cherokee card No. 9634.....	20.00
S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Frank Powell, Cherokee card No. 6542	30.00
Section 35:	
W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; William R. Baker, Cherokee card No. 3141 ..	90.00
S. $\frac{1}{2}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; S. $\frac{1}{2}$ of SW. $\frac{1}{4}$; Frank Powell, Cherokee card No. 6542.....	220.00
Total	380.00

TOWNSHIP 25 NORTH, RANGE 14 EAST, INDIAN MERIDIAN.

Section 8:	
NE. $\frac{1}{4}$; John P. Greenwood, Cherokee card No. 9593	160.00
Section 16:	
E. $\frac{1}{2}$ of NE. $\frac{1}{4}$; William F. Bluejacket, Cherokee card No. 3821.....	80.00
NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; William B. Wallace, Cherokee card No. 4572.....	90.00
S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Sanford McNabb, Cherokee card No. 9755	30.00
Section 29:	
NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Blue Thompson, Freedman card No. D-44.....	40.00
Section 30:	
SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Andrew Daniels, Freedman card No. D-859	60.00
Total.....	460.00

TOWNSHIP 26 NORTH, RANGE 14 EAST, INDIAN MERIDIAN.

Section 15:	
S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Zula Austin, Cherokee card No. 9782	30.00
Section 16:	
SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Zula Anstin, Cherokee card No. 9782	10.00
Total.....	40.00

TOWNSHIP 27 NORTH, RANGE 14 EAST, INDIAN MERIDIAN.

Section 1:	
S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; George W. Patrick, Cherokee card No. 4263	40.00
S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Robert L. Owen, Cherokee card No. 5599.....	160.00
Section 5:	
Lot 3; N. 20.59 acres lot 4; SE. 10 acres lot 4; Christopher C. Crittenden, Cherokee card No. 2741.....	71.03
Section 10:	
NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Andrew H. Norwood, Cherokee card No. 4321	10.00
Section 13:	
NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; James Colbert, Freedman card No. D-520.....	40.00
Section 15:	
NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Andrew H. Norwood, Cherokee card No. 4321	10.00
Section 19:	
SW. 6.76 acres lot 3; lot 4; Asa C. Statham, Cherokee card No. 1252.....	40.40
Section 30:	
W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Robert T. Morrison, Cherokee card No. 4294.....	20.00
Total	391.43

ALLOTMENT OF LANDS TO DELAWARE INDIANS.

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TOWNSHIP 28 NORTH, RANGE 14 EAST, INDIAN MERIDIAN.

	Acrea.
Section 3: SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Susan M. Winkler, Cherokee card No. 4332.	10. 00
Section 4: SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Charles Fitzsimmons, Cherokee card No. 6721	60. 00
Section 5: E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Susan M. Winkler, Cherokee card No. 4332.....	40. 00
Section 7: S. 14.73 acres lot 3; Harold D. Lammom, Cherokee card No. 4230.....	14. 73
Section 9: E. $\frac{1}{2}$ of NE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Susan M. Winkler, Cherokee card No. 4332	210. 00
SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Willis S. Sullivan, Cherokee card No. 2534.....	20. 00
Section 10: W. $\frac{1}{2}$ of NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Susan M. Winkler, Cherokee card No. 4332	100. 00
S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Willis S. Sullivan, Cherokee card No. 2534....	20. 00
Section 19: E. $\frac{1}{2}$ of E. $\frac{1}{2}$ of SW. $\frac{1}{4}$; John P. Willis, Cherokee card No. 6257.....	40. 00
Section 20: SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Robert L. Owen, Cherokee card No. 5599	80. 00
Section 28: W. $\frac{1}{2}$ of NW. $\frac{1}{4}$; Robert L. Owen, Cherokee card No. 5599	80. 00
Section 29: NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of S. $\frac{1}{2}$ of NW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Robert L. Owen, Cherokee card No. 5599	290. 00
Section 31: Lots 3 and 4; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Sarah E. Courts, Cherokee card No. 4507.....	124. 06
Section 32: W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Christopher C. Crittenden, Cherokee card No. 2741.	90. 00
Section 33: SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; David N. Coker, Cherokee card No. 4785	30. 00
Section 35: NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$; E. $\frac{1}{2}$ of W. $\frac{1}{2}$ of NW. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Robert L. Owen, Cherokee card No. 5599	450. 00
Section 25: S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; S. $\frac{1}{2}$ of S. $\frac{1}{2}$ of SW. $\frac{1}{4}$; Robert L. Owen, Cherokee card No. 5599	60. 00
Section 36: W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of E. $\frac{1}{2}$ of SW. $\frac{1}{4}$; Robert L. Owen, Cherokee card No. 5599	290. 00
Total	2, 008. 79

TOWNSHIP 29 NORTH, RANGE 14 EAST, INDIAN MERIDIAN.

Section 31: SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Susan M. Winkler, Cherokee card No. 4332	40. 00
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TOWNSHIP 23 NORTH, RANGE 15 EAST, INDIAN MERIDIAN.

Section 36: E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Ada Foreman, Cherokee card No. 5256.....	90. 00
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TOWNSHIP 25 NORTH, RANGE 15 EAST, INDIAN MERIDIAN.

	Acres.
Section 2: Lots 3 and 4; S. $\frac{1}{2}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$; Robert L. Owen, Cherokee card No. 5599.....	321.44
Section 3: Lots 1, 2, and 3; S. $\frac{1}{2}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SE. $\frac{1}{4}$; Robert L. Owen, Cherokee card No. 5599.....	402.31
Section 7: SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; William L. Cowart, Cherokee card No. 555.....	80.00
Section 10: NE. $\frac{1}{4}$; Robert L. Owen, Cherokee card No. 5599.....	160.00
Section 11: NW. $\frac{1}{4}$; Robert L. Owen, Cherokee card No. 5599.....	160.00
Section 17: S. $\frac{1}{2}$ of NW. $\frac{1}{4}$; William L. Cowart, Cherokee card No. 555.....	80.00
Section 18: W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; S. $\frac{1}{2}$ of NE. $\frac{1}{4}$; William L. Cowart, Cherokee card No. 555.....	100.00
Total	<u>1,303.75</u>

TOWNSHIP 26 NORTH, RANGE 15 EAST, INDIAN MERIDIAN.

Section 3: N. 20.62 acres lot 3; SW. 10 acres lot 3; lot 4; Arthur Dodge, Cherokee card No. D.-622	71.36
Section 9: SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Ruth E. Rogers, Cherokee card No. 5424	70.00
SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Maude E. Rogers, Cherokee card No. 5424.....	40.00
Section 12: NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; John W. Johnson, Cherokee card No. 4616 ..	10.00
Section 14: E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Marion F. Wilkins, Cherokee card No. 4453 ..	20.00
Section 15: NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Marion F. Wilkinson, Cherokee card No. 4453.....	40.00
Section 23: SE. $\frac{1}{4}$; Amanda Young, Cherokee card No. 9753	160.00
Section 34: SE. $\frac{1}{4}$; Robert L. Owen, Cherokee card No. 5599.....	160.00
Section 35: SW. $\frac{1}{4}$; Robert L. Owen, Cherokee card No. 5599.....	160.00
Total	<u>731.36</u>

TOWNSHIP 27 NORTH, RANGE 15 EAST, INDIAN MERIDIAN.

Section 6: S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; S. 19.20 acres lot 5; lots 6 and 7; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$; W. $\frac{1}{2}$ of E. $\frac{1}{2}$ of SE. $\frac{1}{4}$; W. $\frac{1}{2}$ of E. $\frac{1}{2}$ of E. $\frac{1}{2}$ of SE. $\frac{1}{4}$; Robert L. Owen, Cherokee card No. 5599.....	356.23
Section 21: SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Elizabeth Mallen, Cherokee card No. 4561 ..	10.00
SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Arthur Dodge, Cherokee card No. D.-622	30.00
Section 26: NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Elizabeth Mallen, Cherokee card No. 4561.....	150.00
Section 33: N. $\frac{1}{2}$ of N. $\frac{1}{2}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Arthur Dodge, Cherokee card No. D.-622.....	50.00
Total	<u>596.23</u>

TOWNSHIP 28 NORTH, RANGE 15 EAST, INDIAN MERIDIAN.

	Acres.
Section 18: NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Rufus S. Stewart, Cherokee card No. 4691	30.00
Section 19: NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Rufus S. Stewart, Cherokee card No. 4691 ..	10.00
Section 20: E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Rufus S. Stewart, Cherokee card No. 4691.....	30.00
Section 27: N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; William T. Cave, Cherokee card No. 9572.....	20.00
SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Edward Rogers, Cherokee card No. 4614	30.00
Section 28: W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; John H. Shufeldt, Cherokee card No. 4625...	20.00
Section 33: NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; John H. Shufeldt, Cherokee card No. 4625.....	10.00
SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of W. $\frac{1}{2}$ of SW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; James H. Elliott, Cherokee card No. 4488..	100.00
Total	<u>250.00</u>

TOWNSHIP 29 NORTH, RANGE 15 EAST, INDIAN MERIDIAN.

Section 20: E. $\frac{1}{2}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$; Fannie Bradford, freedman card No. 1013	300.00
W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Bernard D. Burns, Cherokee card No. 3035.	20.00
Section 29: N. $\frac{1}{2}$ of NE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Eva J. Brown, Cherokee card No. 5015.....	90.00
SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Mary Lyman, Cherokee card No. 4358	70.00
Total	<u>480.00</u>

TOWNSHIP 22 NORTH, RANGE 16 EAST, INDIAN MERIDIAN.

Section 5: Lot 4; Ida M. Collins, Cherokee card No. 5330	39.96
Section 10: W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Charles M. McClellan, Cherokee card No. 10152.....	20.00
Section 28: NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Watt Starr, Cherokee card No. 4889	30.00
Section 29: N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; S. $\frac{1}{2}$ of S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Charles M. Beavers, Cherokee card No. 4712	70.00
SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Walter R. Eaton, Cherokee card No. 4928.....	40.00
Section 32: E. $\frac{1}{2}$ of NW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Walter R. Eaton, Cherokee card No. 4928	90.00
NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Charles M. Beavers, Cherokee card No. 4712	10.00
Section 33: SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; James Murphy, Cherokee card No. 5292	30.00
Total	<u>329.96</u>

TOWNSHIP 23 NORTH, RANGE 16 EAST, INDIAN MERIDIAN.

Section 6: SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; George A. Mabry, Cherokee card No. D-979	100.00
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	Acres.
Section 8:	
Lot 7; John Dawson, Cherokee card No. D-580	7.92
Section 32:	
S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Ida M. Collins, Cherokee card No. 5330	60.00
Section 33:	
SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Charles M. McClellan, Cherokee card No. 10152	10.00
Total	177.92

TOWNSHIP 24 NORTH, RANGE 16 EAST, INDIAN MERIDIAN.

Section 7:	
Lot 2; Martin L. Patterson, Cherokee card No. D-435	36.78
Section 9:	
S. $\frac{1}{2}$ of NW. $\frac{1}{4}$; Francis M. Dawson, Cherokee card No. D-324	80.00
Section 11:	
S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; John H. Patton, Cherokee card No. 4512	20.00
Section 14:	
W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; John H. Patton, Cherokee card No. 4512	20.00
Section 15:	
Lots 1 and 2; John H. Patton, Cherokee card No. 4512	65.55
Total	222.33

TOWNSHIP 25 NORTH, RANGE 16 EAST, INDIAN MERIDIAN.

Section 6:	
W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; William P. Ringo, Cherokee card No. 4498	30.00
Section 14:	
NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; William E. Roberts, Cherokee card No. 4537	20.00
Section 24:	
NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Alfred C. Cunningham, Cherokee card No. 5320	10.00
Section 29:	
S. $\frac{1}{2}$; Pat Flanagan, Cherokee card No. 4517	320.00
Section 32:	
NE. $\frac{1}{4}$; Pat Flanagan, Cherokee card No. 4517	160.00
Section 34:	
NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Jolly E. Robinson, Cherokee card No. 5476	50.00
Section 35:	
SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Jesse McKnight, Cherokee card No. 5602	30.00
Total	610.00

TOWNSHIP 26 NORTH, RANGE 16 EAST, INDIAN MERIDIAN.

Section 4:	
SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Ida M. Rowley, Cherokee card No. 4398	20.00
N. 20.13 acres, lot 4; SW. 10 acres, lot 4; Alfred M. Gott, Cherokee card No. 4515	30.13
Section 5:	
S. $\frac{1}{2}$ of SW. $\frac{1}{4}$; William H. Robinson, Cherokee card No. 5692	80.00
Section 6:	
Lot 1; E. 20.05 acres, lot 2; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Grant Wolfe, freedmen card No. D-829	80.17
N. 20.05 acres, lot 3; N. 19.72 acres, lot 4; Henry Murrell, freedman card No. D-788	39.77
Section 7:	
E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Charles Claggett, freedman card No. D-789 ..	20.00
Section 15:	
NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Mary E. Rogers, Cherokee card No. 4614	40.00
W. $\frac{1}{2}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; James Riley, Cherokee card No. 4525 ..	120.00

Section 19:	Acres.
SE. 10 acres lot 4; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Madison A. Cessna, Cherokee card No. 4437.....	20. 00
Section 23:	
E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Rufus R. Riley, Cherokee card No. 4526.....	30. 00
NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; James Riley, Cherokee card No. 4525.....	30. 00
SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Atwood T. Riley, Cherokee card No. 4432.....	100. 00
Section 26:	
E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Susan Tucker, Cherokee card No. 7374.....	20. 00
Section 29:	
SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; William L. Cowart, Cherokee card No. 555.....	10. 00
Section 30:	
SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; lot 1; Madison A. Cessna, Cherokee card No. 4437.....	50. 37
Section 32:	
NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; William L. Cowart, Cherokee card No. 555.....	30. 00
NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; S. $\frac{1}{2}$ of S. $\frac{1}{2}$ of NW. $\frac{1}{4}$; James F. Dale, Cherokee card No. 4584.....	50. 00
Total.....	770. 44

TOWNSHIP 27 NORTH, RANGE 16 EAST, INDIAN MERIDIAN.

Section 6:	
Lot 3, less 2.50 acres occupied by town site of Lenapah; lots 4, 5, 6, and 7; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Robert L. Owen, Cherokee card No. 5599.....	293. 75
Section 13:	
NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Addison M. McCaleb, Cherokee card No. 4434.....	10. 00
Section 17:	
SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Henry Murrell, freedman card No. D-788.....	40. 00
Section 23:	
NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Emma Henderson, freedman card No. 1056.....	10. 00
Section 27:	
N. $\frac{1}{2}$ of N. $\frac{1}{2}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; William Fisher, Cherokee card No. 1047.....	50. 00
Section 29:	
NE. $\frac{1}{4}$; Benjamin F. Robins, Cherokee card No. 4644.....	160. 00
Section 30:	
N. $\frac{1}{2}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Montgomery F. Canada, Cherokee card No. 4375.....	110. 00
Section 31:	
SE. $\frac{1}{4}$; Grant Wolfe, freedman card No. D-829.....	160. 00
Section 32:	
W. $\frac{1}{2}$ of SW. $\frac{1}{4}$; Grant Wolfe, freedman card No. D-829.....	80. 00
Total.....	913. 75

TOWNSHIP 23 NORTH, RANGE 17 EAST, INDIAN MERIDIAN.

Section 3:	
W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Ellis Beck, Cherokee card No. 5463.....	90. 00
Section 4:	
N. 21.83 acres lot 1; N. 21.81 acres lot 2; William F. McSpadden, Cherokee card No. 5443.....	43. 64
E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Ellis Beck, Cherokee card No. 5463.....	40. 00
Total.....	173. 64

TOWNSHIP 24 NORTH, RANGE 17 EAST, INDIAN MERIDIAN.

	Aeres.
Section 5: Lots 1 and 2; William Roberts, Cherokee card No. 4537.....	85.18
Section 7: SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; lots 2, 3, and 4; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$; Littlejohn, Cherokee card No. 9302.....	231.78
Section 15: E. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Felix Nelems, Cherokee card No. 5554.....	30.00
Section 17: SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; S. $\frac{1}{2}$ of SW. $\frac{1}{4}$; S. $\frac{1}{2}$ of S. $\frac{1}{2}$ of SE. $\frac{1}{4}$; Tom Lewis, Cherokee card No. D-571.....	160.00
Section 18: N. $\frac{1}{4}$ of N. $\frac{1}{2}$ of NE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Charles H. Bacon, Cherokee card No. 5070.....	50.00
NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Littlejohn, Cherokee card No. 9302.....	10.00
Section 20: N. $\frac{1}{2}$ of NE. $\frac{1}{4}$; NW. $\frac{1}{4}$; Tom Lewis, Cherokee card No. D-571.....	240.00
Section 21: SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Tom Lewis, Cherokee card No. D-571.....	40.00
Section 27: S. $\frac{1}{2}$ of SE. $\frac{1}{4}$; David Taylor, Cherokee card No. 5494.....	80.00
Section 32: W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Jesse Cochran, Cherokee card No. 5684.....	20.00
SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; John R. McIntosh, Cherokee card No. 5430.....	90.00
SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Jane Byrd, Cherokee card No. 5432.....	10.00
Section 35: SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Lafayette A. Byrd, Cherokee card No. 5450.....	100.00
Total.....	<u>1,146.96</u>

TOWNSHIP 25 NORTH, RANGE 17 EAST, INDIAN MERIDIAN.

Section 20: S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Frank R. Gourd, Cherokee card No. 6085.....	20.00
Section 21: NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Catherine Henry, Cherokee card No. 5499.....	30.00
Section 28: SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; William G. Milam, Cherokee card No. 5422.....	40.00
Section 30: N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; James G. Mehlin, Cherokee card No. 5521.....	20.00
W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Alfred C. Cunningham, Cherokee card No. 5320.....	20.00
Section 32: SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of E. $\frac{1}{2}$ of SW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; William E. Roberts, Cherokee card No. 4537.....	220.00
Section 33: NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; William G. Milam, Cherokee card No. 5422.....	10.00
Total.....	<u>360.00</u>

TOWNSHIP 26 NORTH, RANGE 17 EAST, INDIAN MERIDIAN.

Section 9: SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Israel Martin, Freedman card No. D-307...	10.00
Section 10: NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Charles Brown, Freedman card No. D-952.....	30.00
Section 20: SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; James Chaney, Cherokee card No. 4393.....	10.00

Section 29:	Acres.
S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Mary Ellen Eli, Cherokee card No. 9746.....	80.00
Section 32:	
NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Mary Ellen Eli, Cherokee card No. 9746 ..	10.00
Total	140.00

TOWNSHIP 27 NORTH, RANGE 17 EAST, INDIAN MERIDIAN.

Section 6:	
S. 20 acres lot 1; William E. Foster, Cherokee card No. 3316	20.00
W. 20.06 acres lot 2; lots 3 and 4; Martha E. Connor, Cherokee card No. D-610	95.58
Section 8:	
NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Ellis Vann, Cherokee card No. 8233.....	50.00
Total	165.58

TOWNSHIP 28 NORTH, RANGE 17 EAST, INDIAN MERIDIAN.

Section 29:	
NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Connor heirs, Cherokee card No. 10178.....	150.00
Section 31:	
NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Connor heirs, Cherokee card No. 10178.....	80.00
S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Martha E. Connor, Cherokee card No. D-610 ..	20.00
Total	250.00

TOWNSHIP 24 NORTH, RANGE 18 EAST, INDIAN MERIDIAN.

Section 1:	
Lot 1; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; John Harvey, Cherokee card No. 3296..	65.53
W. $\frac{1}{2}$ of W. $\frac{1}{2}$ of SE. $\frac{1}{4}$; Frances Martin, Freedman card No. D-619	40.00
Section 12:	
N. $\frac{1}{2}$ of NE. $\frac{1}{4}$; Nathan Cormicle, Cherokee card No. D-802	80.00
Total	185.53

TOWNSHIP 25 NORTH, RANGE 18 EAST, INDIAN MERIDIAN.

Section 22:	
SW. $\frac{1}{4}$; Millard F. Hicks, Cherokee card No. 3250.....	160.00

TOWNSHIP 15 NORTH, RANGE 19 EAST, INDIAN MERIDIAN.

Section 1:	
S. $\frac{1}{2}$ of S. $\frac{1}{2}$ of lot 1; William Davis, Freedman card No. D-14.....	10.03
S. $\frac{1}{2}$ of S. $\frac{1}{2}$ of lot 2; NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; James S. Fuller, Cherokee card No. 2002.....	55.11
E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Nancy E. Berd, Cherokee card No. 2165..	5.00
SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Charles E. Willey, Cherokee card No. 1736.....	40.00
Section 17:	
SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Francis B. Fite, Cherokee card No. 13	40.00
Section 20:	
NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; lot 1; Francis B. Fite, Cherokee card No. 13.....	69.98
SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Mary Capps, Cherokee card No. 2218.....	10.00
Total	230.12

TOWNSHIP 16 NORTH, RANGE 19 EAST, INDIAN MERIDIAN.

Section 36:	Acres.
NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Jananna Willey, Cherokee card No. 6956...	10.00
SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Charles W. Willey, Cherokee card No. 1739.....	30.00
NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Milo J. Willey, Cherokee card No. 1669....	10.00
NE. 10 acres lot 1; Myrtle Willey, Cherokee card No. 1669.....	10.00
W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Sarah Tyner, Freedman card No. 86.....	20.00
SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; James S. Fuller, Cherokee card No. 2002....	10.00
Total	90.00

TOWNSHIP 22 NORTH, RANGE 19 EAST, INDIAN MERIDIAN.

Section 20:	
W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Sarah E. Fincher, Cherokee card No. 2891 ...	20.00
E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of W. $\frac{1}{2}$ of SE. $\frac{1}{4}$; Francis B. Fite, Cherokee card No. 13.....	140.00
Section 21:	
S. $\frac{1}{2}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$; Francis B. Fite, Cherokee card No. 13	440.00
Section 22:	
NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Simon McKinzey, Cherokee card No. 7578..	10.00
SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Francis B. Fite, Cherokee card No. 13	70.00
Section 28:	
NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of N. $\frac{1}{2}$ of SW. $\frac{1}{4}$; Francis B. Fite, Cherokee card No. 13 ..	200.00
Section 29:	
E. $\frac{1}{2}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Francis B. Fite, Cherokee card No. 13.....	120.00
Total	1,000.00

TOWNSHIP 23 NORTH, RANGE 19 EAST, INDIAN MERIDIAN.

Section 4:	
S. $\frac{1}{2}$ of SE. $\frac{1}{4}$; Francis B. Fite, Cherokee card No. 13.....	80.00
Section 9:	
E. $\frac{1}{2}$; E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Francis B. Fite, Cherokee card No. 13	390.00
NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Julia Billingslea, Cherokee card No. 10209	10.00
Section 16:	
W. $\frac{1}{2}$ of NE. $\frac{1}{4}$; S. $\frac{1}{2}$ of SW. $\frac{1}{4}$; Francis B. Fite, Cherokee card No. 13..	160.00
Section 17:	
E. $\frac{1}{2}$ of SE. $\frac{1}{4}$; William A. Hancock, Cherokee card No. 2620.....	80.00
Section 20:	
NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; George Clark, Cherokee card No. 3142.....	60.00
Section 21:	
NW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Francis B. Fite, Cherokee card No. 13.....	320.00
Section 22:	
W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; S. $\frac{1}{2}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Francis B. Fite, Cherokee card No. 13.....	270.00
Section 27:	
W. $\frac{1}{2}$ of W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; George W. Poplin, Cherokee card No. 3123.....	10.00
W. $\frac{1}{2}$ of E. $\frac{1}{2}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of NW. $\frac{1}{4}$; Francis B. Fite, Cherokee card No. 13	120.00
Section 28:	
NE. $\frac{1}{4}$; Francis B. Fite, Cherokee card No. 13.....	160.00
Total	1,660.00

TOWNSHIP 24 NORTH, RANGE 19 EAST, INDIAN MERIDIAN.

	Aeres.
Section 4:	
N. $\frac{1}{2}$ of SW. $\frac{1}{4}$; Jesse Reese, Freedman card No. 705	80.00
SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Malinda Secondine, Cherokee card No. 3243.....	30.00
Section 5:	
NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Martha M. Smith, Cherokee card No. 3356.....	30.00
SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Malinda Secondine, Cherokee card No. 3243.....	40.00
Section 6:	
Lots 6 and 7; Thomas Fox, Cherokee card No. 3468.....	80.24
Section 8:	
NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Malinda Secondine, Cherokee card No. 3243	60.00
S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Charles Hawkins, Cherokee card No. 5452.....	20.00
Section 9:	
SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of NW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Malinda Secondine, Cherokee card No. 3243.....	100.00
E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Fred Rame, Cherokee card No. 3242	30.00
Section 36:	
NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Lora B. Thompson, Cherokee card No. 3291.....	40.00
SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; John Cox, Cherokee card No. 4124.....	40.00
Total	550.24

TOWNSHIP 25 NORTH, RANGE 19 EAST, INDIAN MERIDIAN.

Section 29:	
N. $\frac{1}{2}$ of N. $\frac{1}{2}$ of SE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$; William C. Hampton, Cherokee card No. 2916	120.00
S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; William Williams, Cherokee card No. 3182	20.00
Section 32:	
N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; William Williams, Cherokee card No. 3182	20.00
S. $\frac{1}{2}$ of N. $\frac{1}{2}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; William L. Harlin, Cherokee card No. 3190	100.00
SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Joel E. Herod, Cherokee card No. 2819	40.00
Total	300.00

TOWNSHIP 28 NORTH, RANGE 19 EAST, INDIAN MERIDIAN.

Section 1:	
Lots 1 and 2; N. $\frac{1}{2}$ of S. $\frac{1}{2}$ of NE. $\frac{1}{4}$; George W. Seigel, Cherokee card No. 5660	58.44
Section 14:	
S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Joseph C. Land, Cherokee card No. 3968.....	40.00
Section 23:	
S. $\frac{1}{2}$ of N. $\frac{1}{2}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of S. $\frac{1}{2}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Joseph C. Land, Cherokee card No. 3968.....	220.00
Total	318.44

TOWNSHIP 29 NORTH, RANGE 19 EAST, INDIAN MERIDIAN.

Section 36:	
E. $\frac{1}{2}$ of NE. $\frac{1}{4}$; Francis A. Meek, Cherokee card No. 6522.....	80.00
SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$; George W. Seigel, Cherokee card No. 5660.....	270.00
Total	350.00

TOWNSHIP 15 NORTH, RANGE 20 EAST, INDIAN MERIDIAN.

	Aces.
Section 6:	
N. 20.07 acres lot 3; lot 4; William Davis, Freedman card No. D-14...	56.56
W. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, less 2.50 acres occupied by national cemetery; Walter Scott, Cherokee card No. 1699.....	32.50
Total	89.06

TOWNSHIP 16 NORTH, RANGE 20 EAST, INDIAN MERIDIAN.

Section 30:	
NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Henry Eifert, Cherokee card No. 2307.....	90.00
Section 31:	
W. $\frac{1}{2}$ of W. $\frac{1}{2}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$; E. 20 acres lot 2; Nancy E. Berd, Cherokee card No. 2165.....	140.00
NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Mike Fields, Freedman card No. 454.....	10.00
SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Jennie Beck, Freedman card No. 363	50.00
Total	290.00

TOWNSHIP 24 NORTH, RANGE 20 EAST, INDIAN MERIDIAN.

Section 19:	
S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Johnson Landrum, Cherokee card No. 3785....	20.00
Section 30:	
E. $\frac{1}{2}$ of NW. $\frac{1}{4}$; E. 20 acres lot 1; W. 15.99 acres lot 1, less 10.99 acres occupied by town site of Big Cabin; lot 2; Andrew M. Trout, Cherokee card No. 3058	140.95
Section 31:	
E. $\frac{1}{2}$ of NW. $\frac{1}{4}$; Edna J. Trout, Cherokee card No. 3425	80.00
Total	240.95

TOWNSHIP 25 NORTH, RANGE 20 EAST, INDIAN MERIDIAN.

Section 27:	
NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Edward L. Halsell, Cherokee card No. 4709.....	10.00
Section 28:	
NE. $\frac{1}{4}$; Edward L. Halsell, Cherokee card No. 4709	160.00
Total	170.00

TOWNSHIP 28 NORTH, RANGE 20 EAST, INDIAN MERIDIAN.

Section 6:	
Lot 1; S. 20 acres lot 2; NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Alexander M. Anderson, Cherokee card No. 4067	77.56
Section 7:	
SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Albert V. McGhee, Cherokee card No. 4491.....	40.00
SW. 9.30 acres lot 2; Pressley B. Kinnison, Cherokee card No. 4005.....	9.30
Total	126.86

TOWNSHIP 23 NORTH, RANGE 21 EAST, INDIAN MERIDIAN.

Section 10:	
Lots 1, 4, and 5; T. Wyman Thompson, Cherokee card No. 3974.....	61.70
Section 11:	
Lots 3, 4, 5, and 6; S. $\frac{1}{2}$ of NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; T. Wyman Thompson, Cherokee card No. 3974.....	309.60
Total	371.30

TOWNSHIP 24 NORTH, RANGE 21 EAST, INDIAN MERIDIAN.

Section 9:		Acres.
N. $\frac{1}{2}$ of N. $\frac{1}{2}$ of SW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; James H. Harman, Cherokee card No. D-476.....		50.00
Section 15:		
SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Sarah E. Collins, Cherokee card No. 3790.....		60.00
SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$; John I. Hawkins, Cherokee card No. 3679.....		240.00
Section 17:		
SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; James T. Woodall, Cherokee card No. 3415..		10.00
Section 22:		
N. $\frac{1}{2}$ of NE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; John I. Hawkins, Cherokee card No. 3679.....		120.00
NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Spencer Landrum, Freedman card No. 743.....		40.00
S. $\frac{1}{2}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Robert L. Scott, Cherokee card No. 27.....		110.00
E. $\frac{1}{2}$ of SE. $\frac{1}{4}$; Stan Miller, Cherokee card No. 3811.....		80.00
Section 25:		
SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; William H. Ward, Cherokee card No. 4169.....		30.00
Section 26:		
S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; William H. Ward, Cherokee card No. 4169...		20.00
Section 35:		
S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; James D. Yost, Cherokee card No. 3552.....		30.00
NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; William H. Ward, Cherokee card No. 4169.....		70.00
Section 36:		
N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; William H. Ward, Cherokee card No. 4169.		20.00
Total		880.00

TOWNSHIP 22 NORTH, RANGE 22 EAST, INDIAN MERIDIAN.

Section 21:		
E. $\frac{1}{2}$; Sterling Colston, Cherokee card No. 9585.....		320.00
Section 22:		
S. $\frac{1}{2}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Milton K. Thompson, Cherokee card No. 17.....		230.00
SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Sterling Colston, Cherokee card No. 9585.		10.00
SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$; Robert D. Blackstone, Cherokee card No. 7033.....		240.00
E. $\frac{1}{2}$ of SE. $\frac{1}{4}$; Pleasant N. Blackstone, Cherokee card No. 7012.....		80.00
Total		880.00

TOWNSHIP 25 NORTH, RANGE 22 EAST, INDIAN MERIDIAN.

Section 35:		
SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; George A. Countryman, Cherokee card No. 2960.....		30.00
Section 36:		
NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; George A. Countryman, Cherokee card No. 2960.....		10.00
E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; John R. Hastings, Cherokee card No. 5830 ..		20.00
Total		60.00

TOWNSHIP 26 NORTH, RANGE 23 EAST, INDIAN MERIDIAN.

Section 7:		
S. $\frac{1}{2}$ of S. $\frac{1}{2}$ of NE. $\frac{1}{4}$; Richard Sarasas, Cherokee card No. D-2846.....		40.00
Section 23:		
SE. $\frac{1}{4}$; William P. Randall, Cherokee card No. R-645.....		160.00
Total		200.00

TOWNSHIP 11 NORTH, RANGE 24 EAST, INDIAN MERIDIAN.

Section 6:	Aeres.
S. $\frac{1}{2}$ lot 1; S. 20 acres lot 2; NW. 9.76 acres lot 2; lot 3; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, less 17.80 acres occupied by town site of Sallisaw; William O. Bruton, Cherokee card No. 1280.....	161.33
NE. 9.75 acres lot 2; Argyle Quesenberry, Cherokee card No. 960.....	9.75
S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, less 0.08 acre occupied by town site of Sallisaw; Charles Fry, Cherokee card No. 1817.....	109.92
Total.....	281.00

TOWNSHIP 21 NORTH, RANGE 24 EAST, INDIAN MERIDIAN.

Section 5:	
S. $\frac{1}{2}$ of SW. $\frac{1}{4}$; Thaddeus M. Morris, Cherokee card No. 5137.....	80.00
Grand total.....	39,120.45

EXHIBIT C.

Land in Adams and Logan list which has been claimed by Cherokee citizens of Delaware blood, claiming under their Cherokee right as shown by attempts to file thereon.

[Where same land is claimed by two applicants, only the original claim is shown.]

Number.	Delaware card No.	Register No.	Name.	Indian meridian.			Acres.	Total acres.
				Sec.	Tp.	R.		
1	345	None.	James Shaw: NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	10 10	25 25	13 13	40.00 20.00	60.00
2	95	None.	Roy L. Sarcouxie: NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	10 10	25 25	13 13	40.00 20.00	80.00
			NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	10	25	13	10.00	
			NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	10	25	13	10.00	
3	78	None.	Lizzie Lenowisha: E. $\frac{1}{2}$ of NE. $\frac{1}{4}$, less 0.78 M., K. & O. R.R. right of way of	11	27	13	79.22	79.22
4	134	None.	Silas Longbone: Lot 1 of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	30 30	25 25	14 14	39.65 10.00	49.65
5	134	None.	Roy Longbone: E. $\frac{1}{2}$ of E. $\frac{1}{2}$ of NW. $\frac{1}{4}$	30	25	14	40.00	
			NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	30	25	14	10.00	
			SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	30	25	14	10.00	60.00
6	134	None	Jesse Longbone: Lot 2 of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	30 30	25 25	14 14	39.77 10.00	49.77
7	78	722	Mary Wilson: W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of	12	27	13	.....	80.00
8	78	None	Minnie Wilson: NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	17	27	14	10.00	
			W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	8	27	14	20.00	
			SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	8	27	14	10.00	
			N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	8	27	14	20.00	60.00
9	78	None	Charles Wilson: NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	8	27	14	10.00	
			S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	8	27	14	20.00	
			E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	8	27	14	20.00	
			NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	17	27	14	10.00	60.00
10	78	None	Lillie Wilson: NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	17	27	14	10.00	
			SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	8	27	14	10.00	
			S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	8	27	14	20.00	40.00

Land in Adams and Logan list which has been claimed by Cherokee citizens of Delaware blood, claiming under their Cherokee right as shown by attempts to file thereon—Cont'd.

Number.	Delaware card No.	Register No.	Name.	Indian meridian.			Acres.	Total acres.
				Sec.	Tp.	R.		
11	366	None	Joseph Powell: N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	7 12	27 27	14 13	20.00 10.00	30.00
12	177	None	James Jackson: Lot 4 of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of	1 1	25 25	13 13	39.91 40.00	79.91
13	88	None.	Eliza J. Rogers: NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	31	27	13	.....	10.00
14	88	None.	Lillie Rogers: SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of	31 29	27 27	13 13	40.00 40.00	80.00
15	88	None.	Arthur M. Rogers: NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of Lot 3 of	31 31	27 27	13 13	40.00 41.28	81.28
16	115	None.	Nellie Knipe: NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	19 30 30 30 30 30 30	26 26 26 26 26 26 26	13 13 13 13 13 13 13	10.00 20.00 20.00 10.00 10.00 10.00 10.00	90.00
17	115	None.	Lila Knipe: SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	30 30 30 30	26 26 26 26	13 13 13 13	10.00 20.00 20.00 10.00	60.00
18	73	None.	Nellie V. Johnstone: N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ less 4.10 M. K. & O. R. R. right of way and station grounds, and 7.52 K. O. C. & S. R. R. right of way.	12	26	12	.....	68.83
19	182	None.	Annie McNair (née Spybuck): NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of Lot 3 of	19 19	21 21	13 13	40.00 39.96	79.96
Total.....								1,198.62

EXHIBIT D.

The list of land filed with the Commission to the Five Civilized Tribes, December 16, 1902, and amended January 23, 1903, by Walter S. Logan, claiming to be the attorney for the Delaware Indians, is found as indicated below, from the Commission's records, to be claimed and occupied by Delaware citizens of the Cherokee Nation, as per Commission's citizenship cards, and to this land there has not appeared any adverse claimant.

TOWNSHIP 20 NORTH, RANGE 12 EAST, INDIAN MERIDIAN.		Acres.
Section 25:		
E. $\frac{1}{2}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$; George Bullette, Delaware card No. 325; register No. 472.....		270.00
Section 36:		
NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$; George Bullette, Delaware card No. 325; register No. 472.....		410.00
Total		680.00

TOWNSHIP 22 NORTH, RANGE 12 EAST, INDIAN MERIDIAN.		
Section 13:		
N. $\frac{1}{2}$ of N. $\frac{1}{2}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; William Washington, Delaware card No. 137; register No. 829.....		60.00

Section 24:	Acres.
SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; William Washington, Delaware card No. 137; register No. 829.....	30.00
Total	90.00

TOWNSHIP 21 NORTH, RANGE 12 EAST, INDIAN MERIDIAN.

Section 25:	
SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$; William McEwin, Delaware card No. 96; register No. 398.....	120.00
Section 36:	
N. $\frac{1}{2}$ of NE. $\frac{1}{4}$; William McEwin, Delaware card No. 96; register No. 398.....	80.00
Total	200.00

TOWNSHIP 25 NORTH, RANGE 12 EAST, INDIAN MERIDIAN.

Section 14:	
S. $\frac{1}{2}$ of NE. $\frac{1}{4}$; Julia Bronson, Delaware card No. 79; register No. 100....	80.00
Section 36:	
E. $\frac{1}{2}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of W. $\frac{1}{2}$ of SE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Patiacow, Delaware card No. 80; register No. 40.....	130.00
Total	210.00

TOWNSHIP 26 NORTH, RANGE 12 EAST, INDIAN MERIDIAN.

Section 1:	
W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Carrie V. Overlees, Delaware card No. 125; register No. 406.....	20.00
Section 13:	
SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Mary Thursday, Delaware card No. 87; register No. 627.....	240.00
E. $\frac{1}{2}$ of SE. $\frac{1}{4}$; Jane Buford, Delaware card No. 98; register No. 814....	80.00
Section 24:	
W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$; Mary Thursday, Delaware card No. 87; register No. 627.....	140.00
S. $\frac{1}{2}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; John Sarcoxie, Delaware card No. 207; register No. 653.....	190.00
S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Patiacow, Delaware card No. 80; register No. 40.....	30.00
Section 25:	
NE. $\frac{1}{2}$ of NE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Patiacow, Delaware card No. 80; register No. 40.....	50.00
SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Carrie V. Overlees, Delaware card No. 125; register No. 406.....	130.00
Total	880.00

TOWNSHIP 27 NORTH, RANGE 12 EAST, INDIAN MERIDIAN.

Section 1:	
Lot 1; NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Mary Washington, Delaware card No. 198; register No. 61.....	50.90
NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; lots 2 and 3; John Young, Delaware card No. 74; register No. 219.....	160.76
SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; W. $\frac{1}{4}$ of W. $\frac{1}{2}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; John Yellowjacket, Delaware card No. 149; register No. 437.....	180.00
SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Frenchman, Delaware card No. 85; register No. 376.....	70.00
Lot 4; Frank Frenchman, Delaware card No. 146; register No. 378....	40.67

	Acres.
Section 2:	
Lot 1; Frank Frenchman, Delaware card No. 146; register No. 378....	40.76
E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Frenchman, Delaware card No. 85; register No. 376.....	20.00
NW. 10.38 acres of lot 2; lot 3; Thomas Buffalo, Delaware card No. 117; register No. 711 (?).....	31.10
SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; S. 10.22 acres of lot 4; Widow J. Easy, Delaware card No. 133; register No. 462.....	20.22
Section 12:	
W. $\frac{1}{2}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; John Yellowjacket, Delaware card No. 149; register No. 437.....	230.00
Total	843.60
TOWNSHIP 28 NORTH, RANGE 12 EAST, INDIAN MERIDIAN.	
Section 12:	
S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; William Wilson, Delaware card No. 184, register No. 136	20.00
Section 13:	
SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$; N. $\frac{1}{2}$ of S. $\frac{1}{2}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; William Wilson, Delaware card No. 184; register No. 136.....	490.00
S. $\frac{1}{2}$ of S. $\frac{1}{2}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Thomas Buffalo, Delaware card No. 117; register No. 711 (?).....	50.00
NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of W. $\frac{1}{2}$ of NW. $\frac{1}{4}$; Frank Frenchman, Delaware card No. 146; register No. 378.....	50.00
Section 14:	
N. $\frac{1}{2}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Frank Frenchman, Delaware card No. 146; register No. 378.....	130.00
S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; William Wilson, Delaware card No. 184; register No. 136.....	30.00
Section 24:	
SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; William Wilson, Delaware card No. 184; register No. 136.....	70.00
N. $\frac{1}{2}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of S. $\frac{1}{2}$ of NE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Thomas Buffalo, Delaware card No. 117; register No. 711 (?).....	160.00
Section 25:	
S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; John Young, Delaware card No. 74; register No. 219.....	140.00
E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Mrs. Minnie Britton, Delaware card No. 196, register No. 218.....	20.00
Section 35:	
S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$; S. 10.12 acres of lot 2; lots 3 and 4; Thomas Buffalo, Delaware card No. 117; register No. 711 (?).....	150.67
SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Frank Frenchman, Delaware card No. 146; register No. 378.....	10.00
Section 36:	
E. $\frac{1}{2}$ of E. $\frac{1}{2}$ of NE. $\frac{1}{4}$; Mrs. Minnie Britton, Delaware card No. 196; register No. 218.....	40.00
W. $\frac{1}{2}$ of E. $\frac{1}{2}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of W. $\frac{1}{2}$ of NE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; John Young, Delaware card No. 74; register No. 219.....	220.00
NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Mary Washington, Delaware card No. 198; register No. 61.....	100.00
SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Frank Frenchman, Delaware card No. 146; register No. 378.....	10.00
Total	1,690.67

TOWNSHIP 20 NORTH, RANGE 13 EAST, INDIAN MERIDIAN.

	Acres.
Section 27: E. $\frac{1}{2}$ of SW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW $\frac{1}{4}$; John Bullette, Delaware card No. 319; register No. 902.....	90.00
Section 30: Lots 1, 2, 3, and 4; George Bullette, Cherokee card No. 325; register No. 472.....	141.68
Section 31: Lot 1; N. 17.67 acres of lot 2; George Bullette, Delaware card No. 325; register No. 472.....	53.04
Section 34: NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; John Bullette, Delaware card No. 319; register No. 902.....	60.00
Total	344.72

TOWNSHIP 21 NORTH, RANGE 13 EAST, INDIAN MERIDIAN.

Section 19: W. $\frac{1}{2}$ of E. $\frac{1}{2}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; lots 1, 2, and 4; Mary Spybuck, Delaware card No. 182; register No. 882.....	179.80
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TOWNSHIP 22 NORTH, RANGE 13 EAST, INDIAN MERIDIAN.

Section 18: S. 18.13 acres of lot 1; lots 2, 3, and 4; William Washington, Delaware card No. 137; register No. 829.....	127.00
Section 19: Lots 1 and 2; William Washington, Delaware card No. 137; register No. 829.....	72.28
Total	199.28

TOWNSHIP 24 NORTH, RANGE 13 EAST, INDIAN MERIDIAN.

Section 16: E. $\frac{1}{2}$; SW. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Nancy Caesar, Delaware card No. 91; register No. 126.....	600.00
Section 28: N. $\frac{1}{2}$ of NW. $\frac{1}{4}$; Mary White, Delaware card No. 93; register No. 47..	80.00
Section 30: Lots 1 and 2; William McEwin, Delaware card No. 96; register No. 398..	66.97
Total	746.97

TOWNSHIP 25 NORTH, RANGE 13 EAST, INDIAN MERIDIAN.

Section 2: N. $\frac{1}{2}$ of N. $\frac{1}{2}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; John Brown, Delaware card No. 162; register No. 523.....	50.00
S. $\frac{1}{2}$ of SW. $\frac{1}{4}$; Amanda Bixler, Delaware card No. 167; register No. 525..	80.00
Section 3: SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; John Sarcxie, Delaware card No. 207; register No. 653.....	230.00
S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Lizzie Peacock, Delaware card No. 211; register No. 39.....	30.00
N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Eliza Beaver, Delaware card No. 148; register No. 480.....	30.00
Lots 3 and 4; Mary D. Sarcxie, Delaware card No. 126; register No. 556..	80.15
Section 4: Lot 1; N. 20.04 acres of lot 2; SE. 10 acres of lot 2; Mary D. Sarcxie, Delaware card No. 126; register No. 556.....	70.12
NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Eliza Beaver, Delaware card No. 148; register No. 480.....	60.00
SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Lizzie Peacock, Delaware card No. 211; register No. 39.....	70.00
W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Mary Bascomb, Delaware card No. 135; register No. 677.....	60.00
SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Fielding Halfmoon, Delaware card No. 100; register No. 541.....	70.00

	Acres.
Section 5: N. $\frac{1}{2}$ of SE. $\frac{1}{4}$; S. $\frac{1}{2}$ of NE. $\frac{1}{4}$; lot 1; E. 20.01 acres of lot 2; Fielding Halfmoon, Delaware card No. 100; register No. 541.....	219.98
Section 7: S. $\frac{1}{2}$ of SE. $\frac{1}{4}$; Fielding Halfmoon, Delaware card No. 100; register No. 541.....	80.00
Section 9: NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Lizzie Peacock, Delaware card No. 211; register No. 39.....	110.00
S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; John Sarcoxie, Delaware card No. 207; register No. 653.....	60.00
W. $\frac{1}{2}$ of E. $\frac{1}{2}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of NW. $\frac{1}{4}$; Mary Bascomb, Delaware card No. 135; register No. 677.....	120.00
Section 10: NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; John Sarcoxie, Delaware card No. 207; register No. 653.....	60.00
S. $\frac{1}{2}$ of S. $\frac{1}{2}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$; John Brown, Delaware card No. 162; register No. 523.....	200.00
W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Lizzie Peacock, Delaware card No. 211; register No. 39.....	60.00
Section 11: E. $\frac{1}{2}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of W. $\frac{1}{2}$ of SE. $\frac{1}{4}$; Amanda Bixler, Delaware card No. 167; register No. 525.....	120.00
SW. $\frac{1}{4}$; S. $\frac{1}{2}$ of NW. $\frac{1}{4}$; S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Silas Miller, Delaware card No. 164; register No. 381.....	260.00
NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Amanda Bixler, Delaware card No. 167; register No. 525.....	60.00
Section 12: NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; S. $\frac{1}{2}$ of SW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Amanda Bixler, Delaware card No. 167; register No. 525.....	150.00
Section 13: N. $\frac{1}{2}$ of S. $\frac{1}{2}$ of NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of NW. $\frac{1}{4}$; Amanda Bixler, Delaware card No. 167; register No. 525.....	120.00
Section 14: N. $\frac{1}{2}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of S. $\frac{1}{2}$ of NE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Amanda Bixler, Delaware card No. 167; register No. 525.....	140.00
SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of E. $\frac{1}{2}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of NW. $\frac{1}{4}$; Silas Miller, Delaware card No. 164; register No. 381.....	130.00
Section 15: N. $\frac{1}{2}$ of N. $\frac{1}{2}$ of NE. $\frac{1}{4}$; SW. $\frac{1}{4}$; John Brown, Delaware card No. 162; register No. 523.....	00.00
S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; S. $\frac{1}{2}$ of SE. $\frac{1}{4}$; John Sarcoxie, Delaware card No. 207; register No. 653.....	100.00
Section 16: SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Fielding Halfmoon, Delaware card No. 100; register No. 541.....	150.00
Section 25: NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Amanda Wilson, Delaware card No. 268; register No. 732.....	40.00
E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; John Marshall, Delaware card No. 370; register No. 401.....	30.00
Section 31: SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$; lots 2, 3, and 4; Patiacow, Delaware card No. 80; register No. 40.....	240.07
Total.....	2,480.32

TOWNSHIP 26 NORTH, RANGE 13 EAST, INDIAN MERIDIAN.

Section 7: W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$; lot 1, less 1.38 acres occupied by town site of Bartlesville; lot 2, less 11.06 acres occupied by town site of Bartlesville; lot 3; Arthur Armstrong, Delaware card No. 76; register No. 10.....	390.75
SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Albert Whitetuturkey, Delaware card No. 89; register No. 978.....	20.00

	Acres.
Section 8: S. $\frac{1}{2}$ of SW. $\frac{1}{4}$; S. $\frac{1}{2}$ of N. $\frac{1}{2}$ of SW. $\frac{1}{4}$; Albert Whiteturkey, Delaware card No. 89; register No. 978	120.00
Section 15: SW. $\frac{1}{4}$; S. $\frac{1}{2}$ of S. $\frac{1}{2}$ of NW. $\frac{1}{4}$; Jefferson D. Sarcxie, Delaware card No. 351; register No. 296	200.00
Section 16: SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Jefferson D. Sarcxie, Delaware card No. 351; register No. 296	210.00
Section 17: E. $\frac{1}{2}$ of SW. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; NW. $\frac{1}{4}$; Samuel Whiteturkey, Delaware card No. 192; register no. 80. SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Annie Paradee, Delaware card No. 188; register No. 921	270.00 50.00
Section 18: E. $\frac{1}{2}$ of SE. $\frac{1}{4}$; Annie Paradee, Delaware card No. 188; register No. 921. S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; S. $\frac{1}{2}$ of NE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Robert Whiteturkey, Delaware card No. 118; register No. 79	80.00 230.00
Section 19: E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Annie Paradee, Delaware card No. 188; register No. 921	20.00
NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Robert Whiteturkey, Delaware card No. 118; register No. 79.	40.00
SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; James Day, Delaware card No. 209; register No. 623	60.00
Section 20: SW. $\frac{1}{4}$; James Day, Delaware card No. 209; register No. 623	160.00
Section 21: NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$; Jefferson D. Sarcxie, Delaware card No. 351; register No. 296	260.00
Section 22: W. $\frac{1}{2}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Harry Arnold, Delaware card No. 138; register No. 151	140.00
W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of NW. $\frac{1}{4}$; Jefferson D. Sarcxie, Delaware card No. 351; register No. 296	100.00
Section 26: W. $\frac{1}{2}$; Jonas Swannock, Delaware card No. 157; register No. 360	320.00
Section 29: W. $\frac{1}{2}$ of SW. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; James Wilson, Delaware card No. 144; register No. 599	200.00
Section 30: SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; James Wilson, Delaware card No. 144; register No. 599	110.00
W. 21.15 acres of lot 1; Patiacow, Delaware card No. 80; register No. 40	21.15
Section 31: NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; James Wilson, Delaware card No 144; register No. 599	10.00
Section 32: NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Julia Bronson, Delaware card No. 79; register No. 100	140.00
SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Fielding Halfmoon, Delaware card No. 100; register No. 541	10.00
Section 33: E. $\frac{1}{2}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; John Hallock, Delaware card No. 107; register No. 29	140.00
NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$; S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Mary D. Sarcxie, Delaware card No. 126; register No. 556	200.00
W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$; Fielding Halfmoon, Delaware card No. 100; register No. 541	140.00

	Acres.
Section 34:	
NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; W. $\frac{1}{2}$ of E. $\frac{1}{2}$ of NE. $\frac{1}{4}$; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; NW. $\frac{1}{4}$; John Hallock, Delaware card No. 107; register No. 29.....	350.00
SE. $\frac{1}{4}$; S. $\frac{1}{2}$ of SW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Mary D. Sarcoxie, Delaware card No. 126; register No. 556.....	250.00
Section 35:	
E. $\frac{1}{2}$ of NW. $\frac{1}{4}$; Jonas Swannock, Delaware card No. 157; register No. 360.....	80.00
Section 36:	
N. $\frac{1}{2}$ of SE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; John Brown, Delaware card No. 62; register No. 523.....	110.00
Total.....	4,471.90

TOWNSHIP 27 NORTH, RANGE 13 EAST, INDIAN MERIDIAN.

Section 1:	
S. $\frac{1}{2}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{2}$; SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; William McEwin, Delaware card No. 96; register No. 398.....	380.00
N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; lots 3 and 4; James Shaw, Delaware card No. 345; register No. 580.....	101.20
Section 2:	
SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; lots 1, 2, 3, and 4; James Shaw, Delaware card No. 345; register No. 580.....	283.32
NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; S. $\frac{1}{2}$ of SE. $\frac{1}{4}$; S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; William McEwin, Delaware card No. 96; register No. 398.....	160.00
Section 3:	
NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; James Shaw, Delaware card No. 345; register No. 580.....	10.00
SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; S. $\frac{1}{2}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; lots 1 and 2; E. 20.50 acres of lot 3; NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Sophia Gordon, Delaware card No. 116; register No. 446.....	282.33
SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; S. $\frac{1}{2}$ of SW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; W. 20.50 acres of lot 3; lot 4; William Brown, Delaware card No. 194; register No. 281.....	271.55
Section 4:	
SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Thomas Buffalo, Delaware card No. 117; register No. 711-(?).....	10.00
Section 6:	
S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Jonas Swannock, Delaware card No. 157; register No. 306 (360).....	80.00
NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; W. 20.18 acres of lot 3; lots 4 and 5; Mary Washington, Delaware card No. 198; register No. 61.....	111.16
Section 7:	
SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Samuel Williams, Delaware card No. 77; register No. 689.....	40.00
Section 8:	
W. $\frac{1}{2}$ of W. $\frac{1}{2}$ of NE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Samuel Williams, Delaware card No. 77; register No. 689.....	300.00
Section 9:	
NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Thomas Buffalo, Delaware card No. 117; register No. 711 (?).....	160.00
Section 10:	
N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; William Brown, Delaware card No. 194; register No. 281.....	20.00

Section 11:	Acres.
SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Hannah Webber, Delaware card No. 292; register No. 465. NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Mary Wilson, Delaware card No. 78; register No. 722	30.00 120.00
Section 12:	
SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; NW. $\frac{1}{4}$; Mary Wilson, Delaware card No. 78; register No. 722	230.00
W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Hannah Webber, Delaware card No. 292; register No. 465	20.00
Section 13:	
NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of NW. $\frac{1}{4}$; Hannah Webber, Delaware card No. 292; register No. 465	160.00
Section 15:	
S. $\frac{1}{2}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Robert Whiteturkey, Delaware card No. 118; register No. 79. NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Jonas Swannock, Delaware card No. 157; register No. 360	160.00 60.00
Section 16:	
SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of E. $\frac{1}{2}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Jonas Swannock, Delaware card No. 157; register No. 360	60.00
Section 17:	
W. $\frac{1}{2}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Samuel Williams, Delaware card No. 77; register No. 689	200.00
NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Dutch Whiteturkey, Delaware card No. 168; register No. 77	40.00
Section 18:	
E. $\frac{1}{2}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; S. 20.97 acres of lot 4; Dutch Whiteturkey, Delaware card No. 168; register No. 77	240.97
Section 21:	
S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; William H. Shailer, Delaware card No. 173; register No. 338	100.00
Section 22:	
N. $\frac{1}{2}$ of N. $\frac{1}{2}$ of NE. $\frac{1}{4}$; Robert Whiteturkey, Delaware card No. 118; register No. 79	40.00
Section 23:	
NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Hannah Webber, Delaware card No. 292; register No. 465	100.00
NE. $\frac{1}{4}$; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Eliza Peterson, Delaware card No. 83; register No. 705	330.00
Section 24:	
W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Eliza Peterson, Delaware card No. 83, register No. 705	80.00
NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Hannah Webber, Delaware card No. 292; register No. 455	10.00
Section 25:	
S. $\frac{1}{2}$ of N. $\frac{1}{2}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; S. $\frac{1}{2}$ of NW. $\frac{1}{4}$; S. $\frac{1}{2}$ of N. $\frac{1}{2}$ of NW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; John Kinney, Delaware card No. 84; register No. 696	250.00
Section 26:	
NE. $\frac{1}{4}$; John Kinney, Delaware card No. 84; register No. 696	160.00
Section 27:	
SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$; S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; NW. $\frac{1}{4}$; William H. Shailer, Delaware card No. 173; register No. 338	550.00
Section 28:	
NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of N. $\frac{1}{2}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$; William H. Shailer Delaware card No. 173; register No. 338	290.00

Section 34:

Acres.

N. $\frac{1}{2}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; William H. Shailer, Delaware card No. 173; register No. 338	340.00
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Total area in township	5,690.53
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TOWNSHIP 28 NORTH, RANGE 13 EAST, INDIAN MERIDIAN.

Section 2:

E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; S. $\frac{1}{2}$ of SW. $\frac{1}{4}$; S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; lot 2; N. 19.64 acres of lot 3; Colonel Jackson, Delaware card No. 106; register No. 260 ...	199.36
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Section 3:

E. $\frac{1}{2}$ of E. $\frac{1}{2}$ of SE. $\frac{1}{4}$; N. 19.56 acres of lot 1; Colonel Jackson, Delaware card No. 106; register No. 260	59.56
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Section 4:

E. $\frac{1}{2}$ of SW. $\frac{1}{4}$; Colonel Jackson, Delaware card No. 106; register No. 260	80.00
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Section 5:

SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; John Parks, Delaware card No. 195; register No. 715	40.00
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Section 6:

SE. $\frac{1}{4}$; John Parks, Delaware card No. 195; register No. 715	160.00
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Section 7:

W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; John Parks, Delaware card No. 195; register No. 715	50.00
S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; S. 22.36 acres of lot 1; lots 2, 3, and 4; Mary Lee, Delaware card No. 132; register No. 233	425.12
SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Charles Elkhair, Delaware card No. 169; register No. 634	10.00

Section 8:

E. $\frac{1}{2}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of W. $\frac{1}{2}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Alexander Black, Delaware card No. 108; register No. 231	260.00
W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; John Parks, Delaware card No. 195; register No. 715	60.00
SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Job B. Parker, Delaware card No. 204; register No. 60	180.00
S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Charles Elkhair, Delaware card No. 169; register No. 634	20.00

Section 9:

S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Colonel Jackson, Delaware card No. 106; register No. 260	140.00
SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; John Parks, Delaware card No. 195; register No. 715	200.00
SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Alexander Black, Delaware card No. 108; register No. 231	130.00

Section 10:

E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Colonel Jackson, Delaware card No. 106; register No. 260	30.00
S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$; E. $\frac{1}{2}$ of W. $\frac{1}{2}$ of SW. $\frac{1}{4}$; John Parks, Delaware card No. 195; register No. 715	180.00

Section 11:

N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Colonel Jackson, Delaware card No. 106; register No. 260	80.00
SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$; Elizabeth Beaver, Delaware card No. 247; register No. 821	210.00

	Acres.
Section 13: S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; John Parks, Delaware card No. 195; register No. 715	20.00
Section 14: NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Elizabeth Beaver, Delaware card No. 247; register No. 821	80.00
S. $\frac{1}{2}$ of SW. $\frac{1}{4}$; James W. Gibson, Delaware card No. 143; register No. 868	80.00
Section 15: SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; James W. Gibson, Delaware card No. 143; register No. 868	80.00
NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SW. $\frac{1}{4}$; William Wilson, Delaware card No. 184; register No. 136	200.00
Section 16: E. $\frac{1}{2}$ of E. $\frac{1}{2}$ of SE. $\frac{1}{4}$; William Wilson, Delaware card No. 184; register No. 136	40.00
W. $\frac{1}{2}$ of E. $\frac{1}{2}$ of SE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$; Charles Elkhair, Delaware card No. 169; register No. 634	280.00
Section 17: E. $\frac{1}{2}$ of NE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; N. $\frac{1}{2}$ of NW. $\frac{1}{4}$; Charles Elkhair, Delaware card No. 169; register No. 634	400.00
SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Eliza Elkhair, Delaware card No. 128; register No. 268	10.00
Section 18: S. $\frac{1}{2}$ of S. $\frac{1}{2}$ of SE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Eliza Elkhair, Delaware card No. 128; register No. 268	50.00
NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Charles Elkhair, Delaware card No. 169; register No. 634	30.00
W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; lot 1; Mary Lee, Delaware card No. 132; register No. 233	63.83
SW. 11.84 acres of lot 2; N. 21.71 acres of lot 4; William Wilson, Delaware card No. 184; register No. 136	33.55
SW. 11.68 acres of lot 4; Thomas Buffalo, Delaware card No. 117; register No. 711 (?)	11.68
Section 19: E. $\frac{1}{2}$; E. 20 acres of lot 3; Eliza Elkhair, Delaware card No. 128; register No. 268	340.00
Section 20: NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Charles Elkhair, Delaware card No. 169; register No. 634	70.00
SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; S. $\frac{1}{2}$ of SE. $\frac{1}{4}$; S. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; George Washington, Delaware card No. 198; register No. 193	200.00
W. $\frac{1}{2}$ of W. $\frac{1}{2}$ of SW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of NW. $\frac{1}{4}$; Eliza Elkhair, Delaware card No. 128; register No. 268	170.00
Section 21: NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$; N. $\frac{1}{2}$ of S. $\frac{1}{2}$ of SW. $\frac{1}{4}$; Charles Elkhair, Delaware card No. 169; register No. 634	255.00
Section 22: NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; James W. Gibson, Delaware card No. 143; register No. 868	300.00
Section 23: N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NW. $\frac{1}{4}$; James W. Gibson, Delaware card No. 143; register No. 868	180.00
Section 24: NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; John Parks, Delaware card No. 195; register No. 715	90.00
Section 25: S. $\frac{1}{2}$ of S. $\frac{1}{2}$ of SW. $\frac{1}{4}$; Mary C. Bezion, Delaware card No. 308; register No. 601	40.00

	Acres.
Section 28:	
SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$; E. $\frac{1}{2}$ of W. $\frac{1}{2}$ of SW. $\frac{1}{4}$; S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Eliza Elkhair, Delaware card No. 128; register No. 268.....	230.00
NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; George Washington, Delaware card No. 198; register No. 193.....	10.00
W. $\frac{1}{2}$ of W. $\frac{1}{2}$ of SW. $\frac{1}{4}$; Job B. Parker, Delaware card No. 204; register No. 60.....	40.00
Section 29:	
E. $\frac{1}{2}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; S. $\frac{1}{2}$ of SW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of W. $\frac{1}{2}$ of NW. $\frac{1}{4}$; Job B. Parker, Delaware card No. 204; register No. 60.....	360.00
N. $\frac{1}{2}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of S. $\frac{1}{2}$ of NE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; George Washington, Delaware card No. 198; register No. 193.....	210.00
Section 30:	
E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; E. $\frac{1}{2}$; Job B. Parker, Delaware card No. 204; register No. 60.....	340.00
Section 31:	
NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Job B. Parker, Delaware card No. 204; register No. 60.....	190.00
NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$; lots 1 and 2; Mrs. Minnie Britton, Delaware card No. 196; register No. 218.....	183.32
W. $\frac{1}{2}$ of E. $\frac{1}{2}$ of SW. $\frac{1}{4}$; lots 3 and 4; Mary Washington, Delaware card No. 198; register No. 61.....	120.84
Section 32:	
N. $\frac{1}{2}$; Job B. Parker, Delaware card No. 204; register No. 60.....	320.00
Section 34:	
SE. $\frac{1}{4}$; S. $\frac{1}{2}$ of SW. $\frac{1}{4}$; S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Sophia Gordon, Delaware card No. 116; register No. 446.....	350.00
Section 35:	
SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Sophia Gordon, Delaware card No. 116; register No. 446.....	40.00
E. $\frac{1}{2}$ of NE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Mary C. Bezion, Delaware card No. 308; register No. 601.....	120.00
Section 36:	
N. $\frac{1}{2}$ of SW. $\frac{1}{4}$; NW. $\frac{1}{4}$; Mary C. Bezion, Delaware card No. 308; register No. 601.....	240.00
N. $\frac{1}{2}$ of N. $\frac{1}{2}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; James Shaw, Delaware card No. 345; register No. 580.....	70.00
Total.....	8,362.26

TOWNSHIP 29 NORTH, RANGE 13 EAST, INDIAN MERIDIAN.

Section 33:	
SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; George Bullette, Delaware card No. 325; register No. 472.....	10.00
W. $\frac{1}{2}$ of NE. $\frac{1}{4}$; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Colonel Jackson, Delaware card No. 106; register No. 260.....	260.00
Section 34:	
S. $\frac{1}{2}$ of S. $\frac{1}{2}$ of SW. $\frac{1}{4}$; Colonel Jackson, Delaware card No. 106; register No. 260.....	40.00
Section 36:	
W. $\frac{1}{2}$ of SE. $\frac{1}{4}$; Elizabeth Beaver, Delaware card No. 240; register No. 821.....	80.00
Total.....	390.00

TOWNSHIP 22 NORTH, RANGE 14 EAST, INDIAN MERIDIAN.

	Acres.
Section 20: E. $\frac{1}{2}$ of NE. $\frac{1}{4}$; John Bullette, Delaware card No. 319; register No. 902.	80.00
Section 21: W. $\frac{1}{2}$ of NW. $\frac{1}{4}$; John Bullette, Delaware card No. 319; register No. 902.	80.00
Total	<u>160.00</u>

TOWNSHIP 23 NORTH, RANGE 14 EAST, INDIAN MERIDIAN.

Section 13: NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Richard C. Adams, Delaware card No. 104; register No. 973	70.00
Section 24: E. $\frac{1}{2}$ of NE. $\frac{1}{4}$; Richard C. Adams, Delaware card No. 104; register No. 973	80.00
Total	<u>150.00</u>

TOWNSHIP 24 NORTH, RANGE 14 EAST, INDIAN MERIDIAN.

Section 11: E. $\frac{1}{2}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of W. $\frac{1}{2}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Horace M. Adams, Delaware card No. 105; register No. 974	130.00
Section 12: W. $\frac{1}{2}$ of E. $\frac{1}{2}$ of NE. $\frac{1}{4}$; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$; Horace M. Adams, Delaware card No. 105; register No. 974	320.00
E. $\frac{1}{2}$ of E. $\frac{1}{2}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; George F. Smith, Delaware card No. 294; register No. 879	60.00
Total	<u>510.00</u>

TOWNSHIP 25 NORTH, RANGE 14 EAST, INDIAN MERIDIAN.

Section 7: SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of E. $\frac{1}{2}$ of SW. $\frac{1}{4}$; Daniel Anderson, Delaware card No. 171; register No. 470	200.00
Section 8: NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$; Daniel Anderson, Delaware card No. 171; register No. 470 ..	230.00
Section 29: S. $\frac{1}{2}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; NW. $\frac{1}{4}$; Simon Secondine, Delaware card No. 310; register No. 896 ..	380.00
Section 30: NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Simon Secondine, Delaware card No. 310; register No. 896	90.00
Total	<u>900.00</u>

TOWNSHIP 26 NORTH, RANGE 14 EAST, INDIAN MERIDIAN.

Section 10: SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; John R. Willey, Delaware card No. 305; register No. 642 ..	230.00
Section 15: N. $\frac{1}{2}$; John R. Willey, Delaware card No. 305; register No. 642	320.00
Section 16: NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of E. $\frac{1}{2}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SW. $\frac{1}{4}$; S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Albert Curleyhead, Delaware card No. 101; register No. 703	160.00
Section 17: Albert Curleyhead, Delaware card No. 101; register No. 703	640.00
Section 18: E. $\frac{1}{2}$ of E. $\frac{1}{2}$ of E. $\frac{1}{2}$; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Albert Curleyhead, Delaware card No. 101; register No. 703	120.00
SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; William J. Easey, Delaware card No. 133; register No. 463	20.00

	Acres.
Section 19: S. $\frac{1}{2}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of E. $\frac{1}{2}$ of SW. $\frac{1}{4}$; E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; William J. Easey, Delaware card No. 133; register No. 463.....	300.00
Section 20: W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SW. $\frac{1}{4}$; William J. Easey, Delaware card No. 133; register No. 463.....	100.00
NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Albert Curleyhead, Delaware card No. 101; register No. 703.....	300.00
Section 21: NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Albert Curleyhead, Delaware card No. 101; register No. 703.....	50.00
SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; John W. Stout, Delaware card No. 263; register No. 545.....	10.00
SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; S. $\frac{1}{2}$ of SW. $\frac{1}{4}$; S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; John R. Willey, Delaware card No. 305; register No. 642.....	110.00
Section 28: NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of E. $\frac{1}{2}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of NW. $\frac{1}{4}$; John R. Willey, Delaware card No. 305; register No. 642.....	130.00
NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Stephen A. Miller, Delaware card No. 272; register No. 898.....	210.00
Section 31: NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Edson Washington, Delaware card No. 53; register No. 672.....	10.00
N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; John W. Stout, Delaware card No. 263; regis- ter No. 545.....	20.00
Total	<u>2,730.00</u>

TOWNSHIP 27 NORTH, RANGE 14 EAST, INDIAN MERIDIAN.

Section 5: NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SW. 10 acres of lot 4; William McEwin, Delaware card No. 96; register No. 398.....	90.00
Section 6: Lots 1 and 2; S. $\frac{1}{2}$ of NE. $\frac{1}{4}$; lots 3 and 4; lot 5; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$; lots 6 and 7; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; William McEwin, Delaware card No. 96; register No. 398.....	561.38
Section 7: NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; William McEwin, Delaware card No. 96; register No. 398.....	90.00
Section 8: S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SE. $\frac{1}{4}$; William McEwin, Delaware card No. 96; register No. 398.....	300.00
SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$; Mary Wilson, Delaware card No. 78; register No. 722.....	170.00
Section 9: NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; John Yellowjacket, Delaware card No. 139; register No. 437.....	70.00
SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; William McEwin, Delaware card No. 96; register No. 398.....	10.00
Section 16: W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; shown to belong to William McEwin, Dela- ware card No. 96; register No. 398.....	20.00
NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; John Yellowjacket, Delaware card No. 149; register No. 437.....	10.00
Section 17: N. $\frac{1}{2}$ of NW. $\frac{1}{4}$; Mary Wilson, Delaware card No. 78; register No. 792..	80.00
Section 19: NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SE. 10 acres of lot 3; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Samuel Whitetuturkey, Delaware card No. 192; regis- ter No. 80.....	80.00

	Acres.
Section 30: N. $\frac{1}{2}$ of NE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Samuel Whiteturf, Delaware card No. 192; register No. 80	200.00
Total	1, 681.38

TOWNSHIP 28 NORTH, RANGE 11 EAST, INDIAN MERIDIAN.

Section 4: W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Elizabeth Beaver, Delaware card No. 247; register No. 821	20.00
Section 5: Lots 1, 2, 3, and 4; N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; George Fall leaf, Delaware card No. 174; register No. 820	271.76
Section 18: Lot 4; John Parks, Delaware card No. 195; register No. 715	30.04
Section 19: W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; lots 1, 2, and 3; N. 15.43 acres of lot 4; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; John Parks, Delaware card No. 195; register No. 715	186.73
Section 28: N. $\frac{1}{2}$ of S. $\frac{1}{2}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Eliza Elkhair, Delaware card No. 128; register No. 268	300.00
Section 29: SW. $\frac{1}{4}$; John Young, Delaware card No. 74; register No. 215	160.00
Section 33: NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Eliza Elkhair, Delaware card No. 128; register No. 268	150.00
Section 35: NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Hannah Webber, Delaware card No. 292; register No. 455	10.00
Total	1, 128.53

TOWNSHIP 29 NORTH, RANGE 14 EAST, INDIAN MERIDIAN.

Section 31: S. 19.92 acres of lot 2; lots 3 and 4; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; George Fall leaf, Delaware card No. 174; register No. 820	299.78
Total	299.78

TOWNSHIP 23 NORTH, RANGE 15 EAST, INDIAN MERIDIAN.

Section 18: E. $\frac{1}{2}$ of SW. $\frac{1}{4}$; lots 3 and 4; Richard C. Adams, Delaware card No. 104; register No. 973	162.09
Section 19: W. $\frac{1}{2}$ of E. $\frac{1}{2}$ of NW. $\frac{1}{4}$; lots 1 and 2; Richard C. Adams, Delaware card No. 104; register No. 973	122.31
Total	284.40

TOWNSHIP 25 NORTH, RANGE 15 EAST, INDIAN MERIDIAN.

Section 7: E. $\frac{1}{2}$ of E. $\frac{1}{2}$ of SE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Sallie O. Smith, Delaware card No. 260; register No. 203	60.00
Section 8: SW. $\frac{1}{4}$; Sallie O. Smith, Delaware card No. 260; register No. 203	160.00
Section 17: N. $\frac{1}{2}$ of NW. $\frac{1}{4}$; Sallie O. Smith, Delaware card No. 260; register No. 203	80.00

Section 18:	Acres.
NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Sallie O. Smith, Delaware card No. 260; register No. 203.....	60.00
Total.....	360.00

TOWNSHIP 26 NORTH, RANGE 15 EAST, INDIAN MERIDIAN.

Section 1:	
Lots 1 and 2; S. $\frac{1}{2}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of W. $\frac{1}{2}$ of SE. $\frac{1}{4}$; SE. 10 acres of lot 3; Simon Secondine, Delaware card No. 310; register No. 896.....	290.04
N. 20.05 acres of lot 3; SW. 10 acres of lot 3; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Solomon F. Armstrong, Delaware card No. 270; register No. 602....	50.05
S. 20 acres of lot 4; SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of W. $\frac{1}{2}$ of SE. $\frac{1}{4}$; Mary C. Bezion, Delaware card No. 308; register No. 601.....	280.00
N. 20.07 acres of lot 4; George F. Smith, Delaware card No. 294; register No. 879.....	20.07
Section 2:	
N. 20.11 acres of lot 1; lot 2; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; George F. Smith, Delaware card No. 294; register No. 879.....	80.28
S. 20 acres of lot 1; SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$; Mary C. Bezion, Delaware card No. 308, register No. 601.....	240.00
S. $\frac{1}{2}$ of N. $\frac{1}{2}$ of SW. $\frac{1}{4}$; S. $\frac{1}{2}$ of SW. $\frac{1}{4}$; Amanda Wilson, Delaware card No. 268; register No. 732.....	120.00
Section 3:	
S. $\frac{1}{2}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$; S. $\frac{1}{2}$ of NW. $\frac{1}{4}$; SE. 10 acres of lot 3; Amanda Wilson, Delaware card No. 268; register No. 732.....	340.00
Section 4:	
Lots 1 and 2; S. $\frac{1}{2}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$; Amanda Wilson, Delaware card No. 268, register No. 732.....	321.42
Section 9:	
E. $\frac{1}{2}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of W. $\frac{1}{2}$ of NE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Amanda Wilson, Delaware card No. 268; register No. 732.....	130.00
Section 10:	
N. $\frac{1}{2}$; Amanda Wilson, Delaware card No. 268; register No. 732.....	320.00
W. $\frac{1}{2}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Julia Brown, Delaware card No. 265; register No. 742.....	100.00
SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; John R. Stout, Delaware card No. 271; register No. 460.....	10.00
Section 11:	
W. $\frac{1}{2}$; John R. Stout, Delaware card No. 271; register No. 460.....	320.00
E. $\frac{1}{2}$; Amanda Wilson, Delaware card No. 268; register No. 732.....	320.00
Section 12:	
SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$; N. $\frac{1}{2}$ of S. $\frac{1}{2}$ of SW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; S. $\frac{1}{2}$ of NW. $\frac{1}{4}$; Amanda Wilson, Delaware card No. 268; register No. 732..	280.00
Section 14:	
W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NW. $\frac{1}{4}$; John R. Stout, Delaware card No. 271; register No. 460.....	220.00
Section 15:	
E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; John R. Stout, Delaware card No. 271; register No. 460.....	20.00
W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; S. $\frac{1}{2}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NW. $\frac{1}{4}$; Julia Brown, Delaware card No. 265; register No. 742.....	320.00
Section 26:	
S. $\frac{1}{2}$ of N. $\frac{1}{2}$ of SW. $\frac{1}{4}$; S. $\frac{1}{2}$ of SW. $\frac{1}{4}$; John R. Stout, Delaware card No. 271; register No. 460.....	120.00
Section 27:	
NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; S. $\frac{1}{2}$ of N. $\frac{1}{2}$ of SE. $\frac{1}{4}$; S. $\frac{1}{2}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of W. $\frac{1}{2}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; John R. Stout, Delaware card No. 271; register No. 460.....	470.00
Section 34:	
NE. $\frac{1}{4}$; John R. Stout, Delaware card No. 271; register No. 460.....	160.00

	Aeres.
Section 35: NW. $\frac{1}{4}$; John R. Stout, Delaware card No. 271; register No. 460	160.00
Total	4,691.86
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Section 33: S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; S. $\frac{1}{2}$ of SE. $\frac{1}{4}$; Amanda Wilson, Delaware card No. 268; register No. 732.....	110.00
Section 35: W. $\frac{1}{2}$ of W. $\frac{1}{2}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SE. $\frac{1}{4}$; George F. Smith, Delaware card No. 294; register No. 879.....	160.00
Section 36: NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; George F. Smith, Delaware card No. 294; register No. 879.....	90.00
S. $\frac{1}{2}$ of S. $\frac{1}{2}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; John W. Stout, Delaware card No. 263; register No. 545.....	220.00
Total	580.00

TOWNSHIP 28, NORTH RANGE 15 EAST, INDIAN MERIDIAN.

Section 17: S. $\frac{1}{2}$ of SW. $\frac{1}{4}$; Frank Lucas, Delaware card No. 274; register No. 515.....	80.00
Section 18: SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Frank Lucas, Delaware card No. 274; register No. 515.....	50.00
Section 19: E. $\frac{1}{2}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of W. $\frac{1}{2}$ of NE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Frank Lucas, Delaware card No. 274; register No. 515.....	290.00
Section 20: N. $\frac{1}{2}$ of NW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Frank Lucas, Delaware card No. 274; register No. 515.....	130.00
Section 30: E. $\frac{1}{2}$ of NW. $\frac{1}{4}$; lots 1 and 2; NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; lot 3; Frank Lucas, Delaware card No. 274; register No. 515.....	233.41
Total	783.41

TOWNSHIP 22 NORTH, RANGE 16 EAST, INDIAN MERIDIAN.

Section 5: Lot 3; Lucinda E. Lane, Delaware card No. 323; register No. 375.....	39.96
Section 28: S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; John Bullette, Delaware card No. 319; register No. 902	80.00
Section 29: SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; John Bullette, Delaware card No. 319; register No. 902	60.00
Section 32: E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; John Bullette, Delaware card No. 319; register No. 902	185.00
Section 33: W. $\frac{1}{2}$; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; John Bullette, Delaware card No. 319; register No. 902	450.00
Total	814.96

TOWNSHIP 23 NORTH, RANGE 16 EAST, INDIAN MERIDIAN.

	Acres.
Section 6: SW. 10 acres of lot 2; W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; S. 20 acres of lot 3; S. 19.68 acres of lot 4; lots 5, 6, and 7; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; William C. Smith, Delaware card No. 261; register No. 205.....	418. 41
Section 7: E. $\frac{1}{2}$ of NW. $\frac{1}{4}$; lots 1 and 2; William C. Smith, Delaware card No. 261; register No. 205.....	159. 73
Section 8: Lot 9; E. 10 acres of lot 8; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; William C. Smith, Delaware card No. 261; register No. 205.....	106. 35
Section 28: W. $\frac{1}{2}$ of W. $\frac{1}{2}$; Lucinda E. Lane, Delaware card No. 323; register No. 375.....	160. 00
Section 29: NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Lucinda E. Lane, Delaware card No. 323; register No. 375.....	350. 00
Section 32: S. $\frac{1}{2}$ of N. $\frac{1}{2}$ of N. $\frac{1}{2}$; S. $\frac{1}{2}$ of N. $\frac{1}{2}$; N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Lucinda E. Lane, Delaware card No. 323; register No. 375.....	350. 00
Total	<u>1, 544. 49</u>

TOWNSHIP 24 NORTH, RANGE 16 EAST, INDIAN MERIDIAN.

Section 1: NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Emma J. Campbell, Delaware card No. 329; register No. 927	10. 00
S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; John E. Ketchum, Delaware card No. 378; register No. 744	20. 00
Section 2: S. $\frac{1}{2}$ of NE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Henry Armstrong, Delaware card No. 301; register No. 874	150. 00
SW. $\frac{1}{4}$; Horace M. Adams, Delaware card No. 105; register No. 974....	160. 00
Section 3: NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of W. $\frac{1}{2}$ of SW. $\frac{1}{4}$; Sarah Fields, Dela- ware card No. 236; register No. 935.....	50. 00
Section 4: SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Sarah Fields, Delaware card No. 236; register No. 935	30. 00
Section 9: E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Sarah Fields, Delaware card No. 236; register No. 935.....	30. 00
Section 10: Lots 2, 3, and 4; N. $\frac{1}{2}$ of NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of S. $\frac{1}{2}$ of NW. $\frac{1}{4}$; Sarah Fields, Delaware card No. 235; register No. 935	207. 54
Section 12: W. $\frac{1}{2}$ of NE. $\frac{1}{4}$; NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; John R. Ketchum, Delaware card No. 278; register No. 744	350. 00
E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Richard C. Adams, Delaware card No. 104; register No. 973	20. 00
S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Horace M. Adams, Delaware card No. 105; register No. 974.....	30. 00
Section 13: E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Richard C. Adams, Delaware card No. 104; register No. 973.....	20. 00
W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Horace M. Adams, Delaware card No. 105; register No. 974	260. 00

	Aeres.
Section 14:	
E. $\frac{1}{2}$ of E. $\frac{1}{2}$; E. $\frac{1}{2}$ of W. $\frac{1}{2}$ of NE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$; Horace M. Adams, Delaware card No. 105; register No. 974	280.00
W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; S. $\frac{1}{2}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$; Richard C. Adams, Delaware card No. 104; register No. 973	260.00
Section 15:	
S. $\frac{1}{2}$ of NE. $\frac{1}{4}$; lots 6, 7, and 8; SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$; SE. $\frac{1}{4}$; Horace M. Adams, Delaware card No. 105; register No. 974	441.23
Section 16:	
Lots 3 and 5; Horace M. Adams, Delaware card No. 105; register No. 974	21.20
Section 21:	
Lot 1; Horace M. Adams, Delaware card No. 105; register No. 974 ...	15.33
Section 22:	
N. $\frac{1}{2}$ of NW. $\frac{1}{4}$; Horace M. Adams, Delaware card No. 105; register No. 974	80.00
Section 23:	
NE. $\frac{1}{4}$; Horace M. Adams, Delaware card No. 105; register No. 974	160.00
Section 24:	
NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Horace M. Adams, Delaware card No. 105; register No. 974	70.00
Total	<u>2,665.30</u>

TOWNSHIP 25 NORTH, RANGE 16 EAST, INDIAN MERIDIAN.

Section 4:	
SW. $\frac{1}{4}$; John Q. Conner, Delaware card No. 246; register No. 283	160.00
Section 5:	
E. $\frac{1}{2}$ of SE. $\frac{1}{4}$; John Q. Conner, Delaware card No. 246; register No. 283	80.00
Section 7:	
E. $\frac{1}{2}$ of NE. $\frac{1}{4}$; Benjamin Conner, Delaware card No. 243; register No. 319	80.00
Section 8:	
W. $\frac{1}{2}$ of NW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Benjamin Conner, Delaware card No. 243; register No. 319	120.00
Section 24:	
N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Carrie Bratcher, Delaware card No. 304; register No. 213	20.00
S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; William W. Nicholas, Delaware card No. 295; register No. 90	20.00
Section 25:	
E. $\frac{1}{2}$ of NE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; William W. Nicholas, Delaware card No. 295; register No. 90	110.00
E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Emma J. Campbell, Delaware card No. 329; register No. 927	20.00
W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Thomas Wilson, Delaware card No. 343; register No. 747	100.00
Section 26:	
N. $\frac{1}{2}$ of NE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Thomas Wilson, Delaware card No. 343; register No. 747	200.00
SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Lorena T. Estes, Delaware card No. 227; register No. 476	60.00
S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Horace M. Adams, Delaware card No. 105; register No. 974	20.00
Section 27:	
W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Jesse Miller, Delaware card No. 291; register No. 621	20.00
Section 34:	
N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Jesse Miller, Delaware card No. 291; register No. 621	20.00
Section 35:	
NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Horace M. Adams, Delaware card No. 105; register No. 974	40.00
NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; George Bullette, Delaware card No. 325; register No. 472	20.00

Section 36:	Acres.
SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; E. $\frac{1}{2}$ of E. $\frac{1}{2}$ of SW. $\frac{1}{4}$; Emma J. Campbell, Delaware card No. 329; register No. 927.....	70.00
W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Thomas Wilson, Delaware card No. 343; register No. 747..	50.00
W. $\frac{1}{2}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of E. $\frac{1}{2}$ of SW. $\frac{1}{4}$; George Bullette, Delaware card No. 325; register No. 472.....	120.00
Total	<u>1,320.00</u>

TOWNSHIP 26 NORTH, RANGE 16 EAST, INDIAN MERIDIAN.

Section 4:	
E. $\frac{1}{2}$ of SW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; George F. Smith, Delaware card No. 294; register No. 879.....	120.00
Section 6:	
S. $\frac{1}{2}$ of S. $\frac{1}{2}$ of NE. $\frac{1}{4}$; S. 20 acres of lot 3; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; S. 19.71 acres of lot 4; lots 5, 6, and 7; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$; SE. $\frac{1}{4}$; Stephen A. Miller, Delaware card No. 272; register No. 898.....	478.87
Section 7:	
W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; lot 1; Stephen A. Miller, Delaware card No. 272; register No. 898.....	99.98
Section 12:	
E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Mary E. Armstrong, Delaware card No. 102; register No. 404.....	20.00
Section 13:	
NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Mary E. Armstrong, Delaware card No. 102; register No. 404.....	50.00
Section 21:	
S. $\frac{1}{2}$ of SW. $\frac{1}{4}$; Isaac N. Journeycake, Delaware card No. 252; register No. 419.....	80.00
Section 23:	
E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Abraham W. Ketchum, Delaware card No. 299; register No. 932.....	20.00
Section 24:	
S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SE. $\frac{1}{4}$; Mary E. Armstrong, Delaware card No. 102; register No. 404.....	140.00
SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Abraham W. Ketchum, Delaware card No. 299; register No. 932.....	40.00
Section 25:	
NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Abraham W. Ketchum, Delaware card No. 299; register No. 932.....	40.00
Section 28:	
N. $\frac{1}{2}$; N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Isaac N. Journeycake, Delaware card No. 252; register No. 419.....	530.00
Section 29:	
NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Isaac N. Journeycake, Delaware card No. 252, register No. 419.....	70.00
Total	<u>1,688.85</u>

TOWNSHIP 27 NORTH, RANGE 16 EAST, INDIAN MERIDIAN.

Section 13:	
S. $\frac{1}{2}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Nancy M. Childers, Delaware card No. 259; register No. 206.....	150.00
Section 23:	
NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Nancy M. Childers, Delaware card No. 259; register No. 206.....	70.00
Section 24:	
N. $\frac{1}{2}$; NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of S.W. $\frac{1}{4}$; N. $\frac{1}{2}$ of N. $\frac{1}{2}$ of SE. $\frac{1}{4}$; Nancy M. Childers, Delaware card No. 259; register No. 206.....	370.00
S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Simon Love, Delaware card No. 321; register No. 501.....	60.00
Section 25:	
E. $\frac{1}{2}$ of E. $\frac{1}{2}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of W. $\frac{1}{2}$ of SE. $\frac{1}{4}$; Simon Love, Delaware card No. 321; register No. 501.....	220.00

	Acres.
Section 26: SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Amanda Wilson, Delaware card No. 268; register No. 732.....	150.00
Section 27: SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; S. $\frac{1}{2}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$; Amanda Wilson, Delaware card No. 268; register No. 732.....	270.00
Section 30: SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$; Matilda Zane, Delaware card No. 232; register No. 229.....	290.00
Section 34: E. $\frac{1}{2}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$; Susan Connor, Delaware card No. 216; register No. 736.....	160.00
Total.....	<u>1,740.00</u>

TOWNSHIP 24 NORTH, RANGE 17 EAST, INDIAN MERIDIAN.

Section 6: W. 20.81 acres of lot 1; Emma J. Campbell, Delaware card No. 329; register No. 927.....	20.81
Section 8: N. $\frac{1}{2}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; George Bullette, Delaware card No. 325; register No. 472.....	100.00
Section 9: N. $\frac{1}{2}$ of NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; George Bullette, Delaware card No. 325; register No. 472.....	150.00
Section 15: NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Joshua Wilson, Delaware card No. 340; register No. 520.....	70.00
S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Mary Parker, Delaware card No. 339; register No. 357.....	60.00
Section 16: NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of N. $\frac{1}{2}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Joshua Wilson, Delaware card No. 340; register No. 520.....	220.00
S. $\frac{1}{2}$ of N. $\frac{1}{2}$ of SE. $\frac{1}{4}$; S. $\frac{1}{2}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SW. $\frac{1}{4}$; Mary Parker, Delaware card No. 339; register No. 357.....	260.00
Section 17: N. $\frac{1}{2}$ of NE. $\frac{1}{4}$; Joshua Wilson, Delaware card No. 340; register No. 520.....	80.00
W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of NW. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Calvin Everett, Delaware card No. 326; register No. 313.....	250.00
NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Mary Parker, Delaware card No. 339; register No. 357.....	10.00
Section 18: SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Calvin Everett, Dela- ware card No. 326; register No. 313.....	20.00
SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; E. 20 acres of lot 1; SW. 8.65 acres of lot 1; lot 2; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Horace M. Adams, Delaware card No. 105; register No. 974.....	225.94
Section 21: N. $\frac{1}{2}$ of N. $\frac{1}{2}$; Mary Parker, Delaware card No. 339; register No. 357....	150.00
S. $\frac{1}{2}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SE. $\frac{1}{4}$; Horace M. Adams, Delaware card No. 105; register No. 974.....	280.00
Section 22: NW. $\frac{1}{4}$; Mary Parker, Delaware card No. 339; register No. 357.....	160.00
Section 27: SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$; Horace M. Adams, Delaware card No. 105; register No. 974.....	150.00

Section 32:	Acres.
W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Richard C. Adams, Delaware card No. 104; register No. 973.....	60.00
Section 35:	
N. $\frac{1}{2}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Horace M. Adams, Delaware card No. 105; register No. 974.....	100.00
Total.....	<u>2,376.75</u>

TOWNSHIP 25 NORTH, RANGE 17 EAST, INDIAN MERIDIAN.

Section 28:	
NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Carrie Bratcher, Delaware card No. 304; register No. 213.....	10.00
S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Adeline L. Lowrance, Delaware card No. 338; register No. 928.....	60.00
Section 29:	
S. $\frac{1}{2}$ of N. $\frac{1}{2}$ of SE. $\frac{1}{4}$; S. $\frac{1}{2}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Adeline L. Lowrance, Delaware card No. 338; register No. 928.....	270.00
Section 30:	
S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of E. $\frac{1}{2}$ of SW. $\frac{1}{4}$; SE. $\frac{1}{4}$; Adeline L. Lowrance, Delaware card No. 338; register No. 928.....	280.00
W. $\frac{1}{2}$ of E. $\frac{1}{2}$ of SW. $\frac{1}{4}$; Emma J. Campbell, Delaware card No. 329; register No. 927.....	40.00
Section 31:	
NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Adeline L. Lowrance, Delaware card No. 338; register No. 928.....	70.00
SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; W. $\frac{1}{2}$ of W. $\frac{1}{2}$ of SE. $\frac{1}{4}$; Emma J. Campbell, Delaware card No. 329; register No. 927.....	70.00
Section 32:	
E. $\frac{1}{2}$ of NE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Adeline L. Lowrance, Delaware card No. 338; register No. 928.....	150.00
Section 33:	
W. $\frac{1}{2}$ of NW. $\frac{1}{4}$; Adeline L. Lowrance, Delaware card No. 338; register No. 928.....	80.00
Total.....	<u>1,030.00</u>

TOWNSHIP 26 NORTH, RANGE 17 EAST, INDIAN MERIDIAN.

Section 9:	
SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SE. $\frac{1}{4}$; Mary White, Delaware card No. 92; register No. 568.....	120.00
Section 10:	
SW. $\frac{1}{4}$; Mary White, Delaware card No. 92; register No. 568.....	160.00
Section 18:	
W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; E. 20 acres of lot 2; Mary E. Armstrong, Delaware card No. 102; register No. 404.....	80.00
Section 19:	
NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$; E. 20 acres of lot 1; SW. 9.25 acres of lot 1; lots 2 and 3; NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Mary E. Armstrong, Delaware card No. 102; register No. 404.....	236.29
SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Albert F. Armstrong, Delaware card No. 277; register No. 876.....	10.00
Section 20:	
SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Albert F. Armstrong, Delaware card No. 277; register No. 876.....	50.00
Section 29:	
N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Matilda Zame, Delaware card No. 232; register No. 229.....	20.00
N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Albert F. Armstrong, Delaware card No. 277; register No. 876.....	80.00
S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Henry Armstrong, Delaware card No. 301; register No. 874.....	100.00

Section 30:	
E. $\frac{1}{2}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Henry Armstrong, Delaware card No. 301; register No. 874.....	440.00
NW. $\frac{1}{4}$ of lot 1; Mary E. Armstrong, Delaware card No. 102; register No. 404	9.25
Total	449.25

TOWNSHIP 27 NORTH, RANGE 17 EAST, INDIAN MERIDIAN.

Section 7:	
Lot 3; NW. $\frac{1}{4}$ of lot 4; Susan Connor, Delaware card No. 216; register No. 736	44.47
Section 8:	
E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Susan Connor, Delaware card No. 216; register No. 736.....	100.00
NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; James W. Gibson, Delaware card No. 143; register No. 868	10.00
Section 17:	
NE. $\frac{1}{4}$; Susan Connor, Delaware card No. 216; register No. 736.....	160.00
Section 19:	
S. $\frac{1}{4}$ of lot 3; lot 4; Simon Love, Delaware card No. 321; register No. 501	55.32
Section 30:	
NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; lots 1 and 2; Simon Love, Delaware card No. 321; register No. 501.....	84.60
Total	454.39

TOWNSHIP 15 NORTH, RANGE 19 EAST, INDIAN MERIDIAN.

Section 1:	
E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Richard C. Adams, Delaware card No. 104; register No. 973.....	30.00

TOWNSHIP 16 NORTH, RANGE 19 EAST, INDIAN MERIDIAN.

Section 36:	
S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; N. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Richard C. Adams, Delaware card No. 104; register No. 973.....	150.00

TOWNSHIP 25 NORTH, RANGE 19 EAST, INDIAN MERIDIAN.

Section 32:	
E. $\frac{1}{2}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; John Secondine, Delaware card No. 62; register No. 481.....	320.00

TOWNSHIP 28 NORTH, RANGE 19 EAST, INDIAN MERIDIAN.

Section 1:	
SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$; E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Henry Wolfe, Delaware card No. 72; register No. 427	190.00
W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Rachel Anderson, Delaware card No. 64; register No. 426	60.00
Section 2:	
S. $\frac{1}{2}$ of S. $\frac{1}{2}$ of SE. $\frac{1}{4}$; Rachel Anderson, Delaware card No. 64; register No. 426.....	40.00
N. $\frac{1}{2}$ of S. $\frac{1}{2}$ of SE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Henry Wolfe, Delaware card No. 72; register No. 427.....	140.00
Section 3:	
Lots 1, 2, and 3; S. $\frac{1}{2}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$; W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Henry Wolfe, Delaware card No. 72; register No. 427.....	247.34
Section 11:	
E. $\frac{1}{2}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of W. $\frac{1}{2}$ of NE. $\frac{1}{4}$; Rachel Anderson, Delaware card No. 64; register No. 426.....	120.00

	Acres.
Section 12: W. $\frac{1}{2}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of E. $\frac{1}{2}$ of NW. $\frac{1}{4}$; Rachel Anderson, Delaware card No. 64; register No. 426.....	120.00
Total	917.34
TOWNSHIP 29 NORTH, RANGE 19 EAST, INDIAN MERIDIAN.	
Section 32: E. $\frac{1}{2}$ of SE. $\frac{1}{4}$; Henry Wolfe, Delaware card No. 72; register No. 427..	80.00
TOWNSHIP 15 NORTH, RANGE 20 EAST, INDIAN MERIDIAN.	
Section 6: S. 20 acres of lot 3; lot 5; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; Richard C. Adams, Delaware card No. 104; register No. 973.....	91.85
TOWNSHIP 23 NORTH, RANGE 21 EAST, INDIAN MERIDIAN.	
Section 1: W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SW. $\frac{1}{4}$; Elizabeth Ketchum, Delaware card No. 70; register No. 343.....	160.00
Section 2: N. $\frac{1}{2}$ of SE. $\frac{1}{4}$; lot 8; SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Elizabeth Ketchum, Delaware card No. 70; register No. 343.....	159.35
Section 3: Lots 1 and 2; S. $\frac{1}{2}$ of NE. $\frac{1}{4}$; Mary Haff, Delaware card No. 30; register No. 943.....	160.00
Section 11: Lots 1 and 2; Elizabeth Ketchum, Delaware card No. 70; register No. 343.....	45.90
Total	525.25
TOWNSHIP 24 NORTH, RANGE 21 EAST, INDIAN MERIDIAN.	
Section 8: E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; John D. Marker, Delaware card No. 5; register No. 983.....	60.00
Section 9: SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; S. $\frac{1}{2}$ of NW. $\frac{1}{4}$; John D. Marker, Delaware card No. 5; register No. 983.....	110.00
Section 15: S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SW. $\frac{1}{4}$; Thomas E. Ketchum, Delaware card No. 26; register No. 346.....	100.00
Section 16: N. $\frac{1}{2}$ of N. $\frac{1}{2}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; John D. Marker, Delaware card No. 5; register No. 983.....	410.00
SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of E. $\frac{1}{2}$ of SE. $\frac{1}{4}$; Thomas E. Ketchum, Delaware card No. 26, register No. 346.....	50.00
SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Elizabeth Davis, Delaware card No. 365; register No. 942.....	10.00
Section 17: NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$; John D. Marker, Delaware card No. 5; register No. 983.....	70.00
Section 22: NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Sarah E. Lumbard, Delaware card No. 51; register No. 965.....	90.00
Section 26: SW. $\frac{1}{4}$; Alice J. Lynch, Delaware card No. 57; register No. 964.....	160.00
Section 27: E. $\frac{1}{2}$ of E. $\frac{1}{2}$ of SE. $\frac{1}{4}$; Alice J. Lynch, Delaware card No. 57; register No. 964.....	40.00
Section 35: W. $\frac{1}{2}$ of NE. $\frac{1}{4}$; NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Alice J. Lynch, Delaware card No. 57; register No. 964.....	290.00

	Acres.
Section 36:	
SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Alice J. Lynch, Delaware card No. 57; register No. 964	10. 00
Total	1, 400. 00
TOWNSHIP 24 NORTH, RANGE 22 EAST, INDIAN MERIDIAN.	
Section 30:	
Lots 1, 2, 3, and 4; Sarah A. McCamish, Delaware card No. 47; register No. 963	132. 84
TOWNSHIP 25 NORTH, RANGE 22 EAST, INDIAN MERIDIAN.	
Section 35:	
NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$; Robert J. Lunday, Delaware card No. 24; register No. 869	50. 00
Section 36:	
SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$; E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; N. $\frac{1}{2}$ of SW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; Robert J. Lunday, Delaware card No. 24; register No. 869	210. 00
Total	260. 00
TOWNSHIP 26 NORTH, RANGE 23 EAST, INDIAN MERIDIAN.	
Section 7:	
N. $\frac{1}{2}$ of NE. $\frac{1}{4}$; N. $\frac{1}{2}$ of S. $\frac{1}{2}$ of NE. $\frac{1}{4}$; James Washington, Delaware card No. 1; register No. 676	120. 00
Grand total	61, 686. 97

EXHIBIT E.

The following-described land in the list of land filed with the Commission to the Five Civilized Tribes, December 16, 1902, and amended January 23, 1903, by Walter S. Logan, claiming to be the attorney for the Delaware Indians, is found as indicated below from the Commission's records, to be claimed and occupied by Delaware citizens of the Cherokee Nation, as per Commission's citizenship cards, and to this land there has not appeared any adverse claimant.

INDIVIDUAL HOLDINGS.

Horace M. Adams, Delaware card No. 105, register No. 974:	Acres.
T. 24 N., R. 14 E.—	
Section 11—E. $\frac{1}{2}$ of SE. $\frac{1}{4}$, E. $\frac{1}{2}$ of W. $\frac{1}{2}$ of SE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SW. of SE. $\frac{1}{4}$	130
Section 12—W. $\frac{1}{2}$ of E. $\frac{1}{2}$ of NE. $\frac{1}{4}$, W. $\frac{1}{2}$ of NE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SW. $\frac{1}{4}$	320
T. 24 N., R. 16 E.—	
Section 2—SW. $\frac{1}{4}$	160
Section 12—S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	30
Section 13—W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, W. $\frac{1}{2}$ of NW. $\frac{1}{4}$, N. $\frac{1}{2}$ of SW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	260
Section 14—E. $\frac{1}{2}$ of E. $\frac{1}{2}$, E. $\frac{1}{2}$ of W. $\frac{1}{2}$ of NE. $\frac{1}{4}$, W. $\frac{1}{2}$ of SE. $\frac{1}{4}$	280
Section 15—S. $\frac{1}{2}$ of NE. $\frac{1}{4}$, lots 6, 7, and 8, SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$, SE. $\frac{1}{4}$	441. 23
Section 16—Lots 3 and 5	21. 20
Section 21—Lot 1	15. 33
Section 22—N. $\frac{1}{2}$ of NW. $\frac{1}{4}$	80
Section 23—NE. $\frac{1}{4}$	160
Section 24—NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	70
T. 25 N., R. 16 E.—	
Section 26—S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	20
Section 35—NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	40

Horace M. Adams—Continued.

Acres.

T. 24 N., R. 17 E.—

Section 18—SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, E. 20 acres of lot 1, SW. 8.65 acres of lot 1, lot 2, SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	225.94
Section 21—S. $\frac{1}{2}$ of NE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, SE. $\frac{1}{4}$	280
Section 27—SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of SE. $\frac{1}{4}$	150
Section 35—N. $\frac{1}{2}$ of NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	100

Total	2,783.70
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Richard C. Adams, Delaware card No. 104, register No. 973:

T. 23 N., R. 14 E.—

Section 13—NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	70
Section 24—E. $\frac{1}{2}$ of NE. $\frac{1}{4}$	80

T. 23 N., R. 15 E.—

Section 18—E. $\frac{1}{2}$ of SW. $\frac{1}{4}$, lots 3 and 4.....	162.09
Section 19—W. $\frac{1}{2}$ of E. $\frac{1}{2}$ of NW. $\frac{1}{4}$, lots 1 and 2.....	122.31

T. 24 N., R. 16 E.—

Section 12—E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	20
Section 13—E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	20
Section 14—W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, S. $\frac{1}{2}$ of NW. $\frac{1}{4}$, SW. $\frac{1}{4}$	260

T. 24 N., R. 17 E.—

Section 32—W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of S W. $\frac{1}{4}$ of SE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	60
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T. 15 N., R. 19 E.—

Section 1—E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	30
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T. 16 E., R. 19 E.—

Section 36—S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of SE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	150
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T. 15 N., R. 20 E.—

Section 6—S. 20 acres of lot 3, lot 5, W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	91.85
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Total	1,066.25
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Daniel Anderson, Delaware card No. 171, register No. 470:

T. 25 N., R. 14 E.—

Section 7—SE. $\frac{1}{4}$, E. $\frac{1}{2}$ of E. $\frac{1}{2}$ of SW. $\frac{1}{4}$	200
Section 8—NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SW. $\frac{1}{4}$	230

Total	430
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Rachel Anderson, Delaware card No. 64, register No. 426:

T. 28 N., R. 19 E.—

Section 1—W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	60
Section 2—S. $\frac{1}{2}$ of S. $\frac{1}{2}$ of SE. $\frac{1}{4}$	40
Section 11—E. $\frac{1}{2}$ of NE. $\frac{1}{4}$, E. $\frac{1}{2}$ of W. $\frac{1}{2}$ of NE. $\frac{1}{4}$	120
Section 12—W. $\frac{1}{2}$ of NW. $\frac{1}{4}$, W. $\frac{1}{2}$ of E. $\frac{1}{2}$ of NW. $\frac{1}{4}$	120

Total	340
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Albert F. Armstrong, Delaware card No. 277, register No. 876:

T. 26 N., R. 17 E.—

Section 19—SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	10
Section 20—SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	50
Section 29—N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	80

Total	140
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Arthur Armstrong, Delaware card No. 76, register No. 10:

Acres,

T. 26 N., R. 13 E.—

Section 7—W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, W. $\frac{1}{2}$ of NE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, E. $\frac{1}{2}$ of NW. $\frac{1}{4}$, lot 1, less 1.38 acres occupied by town site of Bartlesville; lot 2, less 11.06 acres occupied by town site of Bartlesville; lot 3.....

390.75

Total.....

390.75

Henry Armstrong, Delaware card No. 301, register No. 874:

T. 24 N., R. 16 E.—

Section 2—S. $\frac{1}{2}$ of NE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$

150

T. 26 N., R. 17 E.—

Section 29—S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$

100

Section 30—E. $\frac{1}{2}$, E. $\frac{1}{2}$ of NW. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$

440

Total.....

690

Mary E. Armstrong, Delaware card No. 102, register No. 404:

T. 26 N., R. 16 E.—

Section 12—E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$

20

Section 13—NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$

50

Section 24—S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SE. $\frac{1}{4}$..

140

T. 26 N., R. 17 E.—

Section 18—W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, E. 20 acres of lot 2.....

80

Section 19—NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, E. $\frac{1}{2}$ of NW. $\frac{1}{4}$, E. 20 acres of lot 1, SW. 9.25 acres of lot 1, lots 2 and 3, NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$...

236.29

Section 30—NW. $\frac{1}{4}$, 9.25 acres of lot 1.....

9.25

Total.....

535.54

Solomon F. Armstrong, Delaware card No. 270, register No. 602:

T. 26 N., R. 15 E.—

Section 1—N. 20.05 acres of lot 3, SW. 10 acres of lot 3, N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$

50.05

Total.....

50.05

Harry Arnold, Delaware card No. 138, register No. 151:

T. 26 N., R. 13 E.—

Section 22—W. $\frac{1}{2}$ of NE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$..

140

Total.....

140

Mary Bascomb, Delaware card No. 135, register No. 677:

T. 25 N., R. 13 E.—

Section 4—W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$

60

Section 9—W. $\frac{1}{2}$ of E. $\frac{1}{2}$ of NW. $\frac{1}{4}$, W. $\frac{1}{2}$ of NW. $\frac{1}{4}$

120

Total.....

180

Eliza Beaver, Delaware card No. 148, register No. 480:

T. 25 N., R. 13 E.—

Section 3—N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$

30

Section 4—NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$

60

Total.....

90

Elizabeth Beaver, Delaware card No. 247, register No. 821:	Acres.
T. 28 N., R. 13 E.—	
Section 11—SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SW. $\frac{1}{4}$	210
Section 14—NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	80
T. 29 N., R. 13 E.—	
Section 36—W. $\frac{1}{2}$ of SE. $\frac{1}{4}$	80
T. 28 N., R. 14 E.—	
Section 4—W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	20
Total	390
Mary C. Bezion, Delaware card No. 308, register No. 601:	
T. 28 N., R. 13 E.—	
Section 25—S. $\frac{1}{2}$ of S. $\frac{1}{2}$ of SW. $\frac{1}{4}$	40
Section 35—E. $\frac{1}{2}$ of NE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	120
Section 36—N. $\frac{1}{2}$ of SW. $\frac{1}{4}$, NW. $\frac{1}{4}$	240
T. 26 N., R. 15 E.—	
Section 1—S. 20 acres of lot 4, SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, SW. $\frac{1}{4}$, W. $\frac{1}{2}$ of W. $\frac{1}{2}$ of SE. $\frac{1}{4}$	280
Section 2—S. 20 acres of lot 1, SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SE. $\frac{1}{4}$	240
Total	920
Amanda Bixler, Delaware card No. 167, register No. 525:	
T. 25 N., R. 13 E.—	
Section 2—S. $\frac{1}{2}$ of SW. $\frac{1}{4}$	80
Section 11—E. $\frac{1}{2}$ of SE. $\frac{1}{4}$, E. $\frac{1}{2}$ of W. $\frac{1}{2}$ of SE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, N. $\frac{1}{2}$ of NW. $\frac{1}{4}$	180
Section 12—NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, S. $\frac{1}{2}$ of SW. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	150
Section 13—N. $\frac{1}{2}$ of S. $\frac{1}{2}$ of NW. $\frac{1}{4}$, N. $\frac{1}{2}$ of NW. $\frac{1}{4}$	120
Section 14—N. $\frac{1}{2}$ of NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of S. $\frac{1}{2}$ of NE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	140
Total	670
Alexander Black, Delaware card No. 108, register No. 231:	
T. 28 N., R. 13 E.—	
Section 8—E. $\frac{1}{2}$ of NE. $\frac{1}{4}$, E. $\frac{1}{2}$ of W. $\frac{1}{2}$ of NE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	260
Section 9—SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	130
Total	390
Carrie Bratcher, Delaware card No. 304, register No. 213:	
T. 25 N., R. 16 E.—	
Section 24—N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	20
T. 25 N., R. 17 E.—	
Section 28—NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	10
Total	30
Mrs. Minnie Britton, Delaware card No. 196, register No. 218:	
T. 28 N., R. 12 E.—	
Section 35—E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	20
Section 36—E. $\frac{1}{2}$ of E. $\frac{1}{2}$ of NE. $\frac{1}{4}$	40
T. 28 N., R. 13 E.—	
Section 31—NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, E. $\frac{1}{2}$ of NW. $\frac{1}{4}$, lots 1 and 2.....	183.32
Total	243.32

Julia Bronson, Delaware card No. 79, register No. 100:		Acres.
T. 25 N., R. 12 E.—		
Section 14—S. $\frac{1}{2}$ of NE. $\frac{1}{4}$		80
T. 26 N., R. 13 E.—		
Section 32—NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$		140
Total.....		220
John Brown, Delaware card No. 162, register No. 523:		
T. 25 N., R. 13 E.—		
Section 2—N. $\frac{1}{2}$ of N. $\frac{1}{2}$ of SE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$		50
Section 10—S. $\frac{1}{2}$ of S. $\frac{1}{2}$ of NE. $\frac{1}{4}$, SE. $\frac{1}{4}$		200
Section 15—N. $\frac{1}{2}$ of N. $\frac{1}{2}$ of NE. $\frac{1}{4}$, SW. $\frac{1}{4}$		200
T. 26 N., R. 13 E.—		
Section 36—N. $\frac{1}{2}$ of SE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$		110
Total.....		560
Julia Brown, Delaware card No. 265, register No. 742:		
T. 26 N., R. 15 E.—		
Section 10—W. $\frac{1}{2}$ of SW. $\frac{1}{4}$, W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$		100
Section 15—W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, S. $\frac{1}{2}$ of NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, NW. $\frac{1}{4}$		320
Total.....		420
William Brown, Delaware card No. 194, register No. 281:		
T. 27 N., R. 13 E.—		
Section 3—SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, S. $\frac{1}{2}$ of SW. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, W. 20.50 acres of lot 3, lot 4.....		271.55
Section 10—N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$		20
Total.....		291.55
Thomas Buffalo, Delaware card No. 117, register No. 711 (?):		
T. 27 N., R. 12 E.—		
Section 2—NW. 10.38 acres of lot 2, lot 3.....		31.10
T. 28 N., R. 12 E.—		
Section 13—S. $\frac{1}{2}$ of S. $\frac{1}{2}$ of SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$		50
Section 24—N. $\frac{1}{2}$ of NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of S. $\frac{1}{2}$ of NE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$		160
Section 35—S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, W. $\frac{1}{2}$ of SE. $\frac{1}{4}$, S. 10.12 acres of lot 2, lots 3 and 4.....		150.67
T. 27 N., R. 13 E.—		
Section 4—SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$		10
Section 9—NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$		160
T. 28 N., R. 13 E.—		
Section 18—SW. 11.68 acres of lot 4.....		11.68
Total.....		573.45
Jane Buford, Delaware card No. 98, register No. 814:		
T. 26 N., R. 12 E.—		
Section 13—E. $\frac{1}{2}$ of SE. $\frac{1}{4}$		80
George Bullette, Delaware card No. 325, register No. 472:		
T. 20 N., R. 12 E.—		
Section 25—E. $\frac{1}{2}$ of NE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SE. $\frac{1}{4}$		270
Section 36—NE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, N. $\frac{1}{2}$ of SW. $\frac{1}{4}$, N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, N. $\frac{1}{2}$ of SE. $\frac{1}{4}$		410

George Bullette—Continued.

Acres.

T. 20 N., R. 13 E.—	
Section 30—Lots 1, 2, 3, and 4.....	141.68
Section 31—Lot 1, N. 17.67 acres of lot 2.....	53.04
T. 29 N., R. 13 E.—	
Section 33—SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	10
T. 25 N., R. 16 E.—	
Section 35—NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	20
Section 36—W. $\frac{1}{2}$ of SW. $\frac{1}{4}$, W. $\frac{1}{2}$ of E. $\frac{1}{2}$ of SW. $\frac{1}{4}$	120
T. 24 N., R. 17 E.—	
Section 8—N. $\frac{1}{2}$ of NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	100
Section 9—N. $\frac{1}{2}$ of NW. $\frac{1}{4}$, N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	150
Total.....	1,274.72

John Bullette, Delaware card No. 319, register No. 902:

T. 20, N., R. 13 E.—	
Section 27—E. $\frac{1}{2}$ of SW. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	90
Section 34—NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	60
T. 22 N., R. 14 E.—	
Section 20—E. $\frac{1}{2}$ of NE. $\frac{1}{4}$	80
Section 21—W. $\frac{1}{2}$ of NW. $\frac{1}{4}$	80
T. 22 N., R. 16 E.—	
Section 28—S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	80
Section 29—SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	60
Section 32—E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	185
Section 33—W. $\frac{1}{2}$, W. $\frac{1}{2}$ of NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	450
Total.....	1,085

Nancy Caesar, Delaware card No. 91, register No. 126:

T. 24 N., R. 13 E.—	
Section 16—E. $\frac{1}{2}$, SW. $\frac{1}{4}$, E. $\frac{1}{2}$ of NW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of N. W. $\frac{1}{4}$	600

Emma J. Campbell, Delaware card No. 329, register No. 927:

T. 24 N., R. 16 E.—	
Section 1—NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	10
T. 25 N., R. 16 E.—	
Section 25—E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	20
Section 36—SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, E. $\frac{1}{2}$ of E. $\frac{1}{2}$ of SW. $\frac{1}{4}$	70
T. 24 N., R. 17 E.—	
Section 6—W. 20.81 acres of lot 1.....	20.81
T. 25 N., R. 17 E.—	
Section 30—W. $\frac{1}{2}$ of E. $\frac{1}{2}$ of SW. $\frac{1}{4}$	40
Section 31—SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, W. $\frac{1}{2}$ of W. $\frac{1}{2}$ of SE. $\frac{1}{4}$	70
Total.....	230.81

Nancy M. Childers, Delaware card No. 259, register No. 206:

T. 27 N., R. 16 E.—	
Section 13—S. $\frac{1}{2}$ of SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	150
Section 23—NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	70
Section 24—N. $\frac{1}{2}$, NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, N. $\frac{1}{2}$ of N. $\frac{1}{2}$ of SE. $\frac{1}{4}$	370
Total.....	590

Benjamin Conner, Delaware card No. 243, register No. 319:		Acres.
T. 25 N., R. 16 E.—		
Section 7—E. $\frac{1}{2}$ of NE. $\frac{1}{4}$		80
Section 8—W. $\frac{1}{2}$ of NW. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$		120
Total		200
John Q. Conner, Delaware card No. 246, register No. 283:		
T. 25 N., R. 16 E.—		
Section 4—SW. $\frac{1}{4}$		160
Section 5—E. $\frac{1}{2}$ of SE. $\frac{1}{4}$		80
Total		240
Susan Connor, Delaware card No. 216, register No. 736:		
T. 27 N., R. 16 E.—		
Section 34—E. $\frac{1}{2}$ of SW. $\frac{1}{4}$, W. $\frac{1}{2}$ of SE. $\frac{1}{4}$		160
T. 27 N., R. 17 E.—		
Section 7—Lot 3, NW. 8.21 acres of lot 4		44.47
Section 8—E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$		100
Section 17—NE. $\frac{1}{4}$		160
Total		464.47
Albert Curleyhead, Delaware card No. 101, register No. 703:		
T. 26 N., R. 14 E.—		
Section 16—NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, W. $\frac{1}{2}$ of E. $\frac{1}{2}$ of SW. $\frac{1}{4}$, W. $\frac{1}{2}$ of SW. $\frac{1}{4}$, S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$		160
Section 17		640
Section 18—E. $\frac{1}{2}$ of E. $\frac{1}{2}$ of E. $\frac{1}{2}$, W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$		120
Section 20—NE. $\frac{1}{4}$, E. $\frac{1}{2}$ of NW. $\frac{1}{4}$, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$		300
Section 21—NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$		50
Total		1,270
Elizabeth Davis, Delaware card No. 365, register No. 942:		
T. 24 N., R. 21 E.—		
Section 16—SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$		10
James Day, Delaware card No. 209, register No. 623:		
T. 26 N., R. 13 E.—		
Section 19—SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$		60
Section 20—SW. $\frac{1}{4}$		160
Total		220
Widow J. Easey, Delaware card No. 133, register No. 462:		
T. 27 N., R. 12 E.—		
Section 2—SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, S. 10.22 acres of lot 4		20.22
William J. Easey, Delaware card No. 133, register No. 463:		
T. 26 N., R. 14 E.—		
Section 18—SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$		20
Section 19—S. $\frac{1}{2}$ of NE. $\frac{1}{4}$, SE. $\frac{1}{4}$, E. $\frac{1}{2}$ of E. $\frac{1}{2}$ of SW. $\frac{1}{4}$, E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$		300
Section 20—W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, W. $\frac{1}{2}$ of SW. $\frac{1}{4}$		100
Total		420
Charles Elkhair, Delaware card No. 169, register No. 634:		
T. 28 N., R. 13 E.—		
Section 7—SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$		10
Section 8—S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$		20

Charles Elkhair—Continued.

	Acres.
Section 16—W. $\frac{1}{2}$ of E. $\frac{1}{2}$ of SE. $\frac{1}{4}$, W. $\frac{1}{2}$ of SE. $\frac{1}{4}$, SW. $\frac{1}{4}$	280
Section 17—E. $\frac{1}{2}$ of NE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, N. $\frac{1}{2}$ of NW. $\frac{1}{4}$	400
Section 18—NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	30
Section 20—NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	70
Section 21—NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, W. $\frac{1}{2}$ of NW. $\frac{1}{4}$, N. $\frac{1}{2}$ of SW. $\frac{1}{4}$, N. $\frac{1}{2}$ of S. $\frac{1}{2}$ of SW. $\frac{1}{4}$	255
Total.....	1,065

Eliza Elkhair, Delaware card No. 128, register No. 268:

T. 28 N., R. 13 E.—	
Section 17—SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	10
Section 18—S. $\frac{1}{2}$ of S. $\frac{1}{2}$ of SE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	50
Section 19—E. $\frac{1}{2}$, E. 20 acres of lot 3.....	340
Section 20—W. $\frac{1}{2}$ of W. $\frac{1}{2}$ of SW. $\frac{1}{4}$, N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, W. $\frac{1}{2}$ of NW. $\frac{1}{4}$	170
Section 28—SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$, E. $\frac{1}{2}$ of W. $\frac{1}{2}$ of SW. $\frac{1}{4}$, S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	230
T. 28 N., R. 14 E.—	
Section 28—N. $\frac{1}{2}$ of S. $\frac{1}{2}$, N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	300
Section 33—NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, W. $\frac{1}{2}$ of NE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	150
Total.....	1,250

Lorena T. Estes, Delaware card No. 227, register No. 476:

T. 25 N., R. 16 E.—	
Section 26—SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	50

Calvin Everett, Delaware card No. 326, register No. 313:

T. 24 N., R. 17 E.—	
Section 17—W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, W. $\frac{1}{2}$ of NW. $\frac{1}{4}$, NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	250
Section 18—SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	20
Total.....	270

George Fall-Leaf, Delaware card No. 174, register No. 820:

T. 28 N., R. 14 E.—	
Section 5—Lots 1, 2, 3, and 4, N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	271.76
T. 29 N., R. 14 E.—	
Section 31—S. 19.92 acres of lot 2, lots 3 and 4, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$, W. $\frac{1}{2}$ of SE. $\frac{1}{4}$, W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	299.78
Total.....	571.54

Sarah Fields, Delaware card No. 236, register No. 935:

T. 24 N., R. 16 E.—	
Section 3—NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, W. $\frac{1}{2}$ of W. $\frac{1}{2}$ of SW. $\frac{1}{4}$	50
Section 4—SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	30
Section 9—E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	30
Section 10—Lots 2, 3, and $\frac{1}{4}$, N. $\frac{1}{2}$ of NW. $\frac{1}{4}$, N. $\frac{1}{2}$ of S. $\frac{1}{2}$ of NW. $\frac{1}{4}$	207.54
Total.....	317.54

Frenchman, Delaware card No. 85, register No. 376:	Acres.
T. 27 N., R. 12 E.—	
Section 1—SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	70
Section 2—E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	20
Total	90
Frank Frenchman, Delaware card No. 146, register No. 378:	
T. 27 N., R. 12 E.—	
Section 1—Lot 4	40.67
Section 2—Lot 1	40.76
T. 28 N., R. 12 E.—	
Section 13—NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, W. $\frac{1}{2}$ of W. $\frac{1}{2}$ of NW. $\frac{1}{4}$	50
Section 14—N. $\frac{1}{2}$ of NE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	130
Section 35—SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	10
Section 36—SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	10
Total	281.43
James W. Gibson, Delaware card No. 143, register No. 868:	
T. 28 N., R. 13 E.—	
Section 14—S. $\frac{1}{2}$ of SW. $\frac{1}{4}$	80
Section 15—SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	80
Section 22—NE. $\frac{1}{4}$, E. $\frac{1}{2}$ of NW. $\frac{1}{4}$, N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	300
Section 23—N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, NW. $\frac{1}{4}$	180
T. 27 N., R. 17 E.—	
Section 8—NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	10
Total	650
Sophia Gordon, Delaware card No. 116, register No. 446:	
T. 27 N., R. 13 E.—	
Section 3—SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, S. $\frac{1}{2}$ of NE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, lots 1 and 2, E. 20.50 acres of lot 3, NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	282.33
T. 28 N., R. 13 E.—	
Section 34—SE. $\frac{1}{4}$, S. $\frac{1}{2}$ of SW. $\frac{1}{4}$, S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	350
Section 35—SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	40
Total	672.33
Mary Naff, Delaware card No. 30, register No. 943:	
T. 23 N., R. 21 E.—	
Section 3—Lots 1 and 2, S. $\frac{1}{2}$ of NE. $\frac{1}{4}$	160
Fielding Halfmoon, Delaware card No. 100, register No. 541:	
T. 25 N., R. 13 E.—	
Section 4—SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	70
Section 5—N. $\frac{1}{2}$ of SE. $\frac{1}{4}$, S. $\frac{1}{2}$ of NE. $\frac{1}{4}$, lot 1, E. 20.01 acres of lot 2.	219.98
Section 7—S. $\frac{1}{2}$ of SE. $\frac{1}{4}$	80
Section 16—SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	170
T. 26 N., R. 13 E.—	
Section 32—SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	10
Section 33—W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, N. $\frac{1}{2}$ of SW. $\frac{1}{4}$..	140
Total	689.98

John Hallock, Delaware card No. 107, register No. 29:

Acres.

T. 26 N., R. 13 E.—

Section 33—E. $\frac{1}{2}$ of NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	140
Section 34—NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, W. $\frac{1}{2}$ of E. $\frac{1}{2}$ of NE. $\frac{1}{4}$, W. $\frac{1}{2}$ of NE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, NW. $\frac{1}{4}$	350
Total	490

Colonel Jackson, Delaware card No. 106, register No. 260.

T. 28 N., R. 13 E.—

Section 2—E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, S. $\frac{1}{2}$ of SW. $\frac{1}{4}$, S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, lot 2, N. 19.64 acres of lot 3.....	199.36
Section 3—E. $\frac{1}{2}$ of E. $\frac{1}{2}$ of SE. $\frac{1}{4}$, N. 19.56 acres of lot 1.....	59.56
Section 4—E. $\frac{1}{2}$ of SW. $\frac{1}{4}$	80
Section 9—S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	140
Section 10—E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	30
Section 11—N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	80
T. 29 N., R. 13 E.—	
Section 33—W. $\frac{1}{2}$ of NE. $\frac{1}{4}$, W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, W. $\frac{1}{2}$ of SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	260
Section 34—S. $\frac{1}{2}$ of S. $\frac{1}{2}$ of SW. $\frac{1}{4}$	40
Total	888.92

Isaac N. Journey Cake, Delaware card No. 252, register No. 419:

T. 26 N., R. 16 E.—

Section 21—S. $\frac{1}{2}$ of SW. $\frac{1}{4}$	80
Section 28—N. $\frac{1}{2}$, N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$, N. $\frac{1}{2}$ of SE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	530
Section 29—NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	70
Total	680

Abraham W. Ketchum, Delaware card No. 299, register No. 932:

T. 26 N., R. 16 E.—

Section 23—E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	20
Section 24—SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	40
Section 25—NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	40
Total	100

Elizabeth Ketchum, Delaware card No. 70, register No. 343:

T. 23 N., R. 21 E.—

Section 1—W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, W. $\frac{1}{2}$ of SW. $\frac{1}{4}$	160
Section 2—N. $\frac{1}{2}$ of SE. $\frac{1}{4}$, lot 8, SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	159.35
Section 11—Lots 1 and 2.....	45.90
Total	365.25

John R. Ketchum, Delaware card No. 378, register No. 744:

T. 24 N., R. 16 E.—

Section 1—S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	20
Section 12—W. $\frac{1}{2}$ of NE. $\frac{1}{4}$, NW. $\frac{1}{4}$, N. $\frac{1}{2}$ of SW. $\frac{1}{4}$, N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	350
Total	370

Thomas E. Ketchum, Delaware card No. 26, register No. 346:

Acres.

T. 24 N., R. 21 E.—

Section 15—S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, W. $\frac{1}{2}$ of SW. $\frac{1}{4}$	100
Section 16—SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, E. $\frac{1}{2}$ of E. $\frac{1}{2}$ of SE. $\frac{1}{4}$	50

Total	150
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John Kinney, Delaware card No. 84, register No. 696:

T. 27 N., R. 13 E.—

Section 25—S. $\frac{1}{2}$ of N. $\frac{1}{2}$ of NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, S. $\frac{1}{2}$ of NW. $\frac{1}{4}$, S. $\frac{1}{2}$ of N. $\frac{1}{2}$ of NW. $\frac{1}{4}$, NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	250
Section 26—NE. $\frac{1}{4}$	160

Total	410
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Lucinda E. Lane, Delaware card No. 323, register No. 375:

T. 22 N., R. 16 E.—

Section 5—Lot 3.....	39.96
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T. 23 N., R. 16 E.—

Section 28—W. $\frac{1}{2}$ of W. $\frac{1}{2}$	160
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Section 29—NE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, N. $\frac{1}{2}$ of SE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	350
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Section 32—S. $\frac{1}{2}$ of N. $\frac{1}{2}$ of N. $\frac{1}{2}$, S. $\frac{1}{2}$ of N. $\frac{1}{2}$, N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	350
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Total	899.96
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Mary Lee, Delaware card No. 132, register No. 233:

T. 22 N., R. 13 E.—

Section 7—S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, S. 22.36 acres of lot 1, lots 2, 3, and 4.....	425.12
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Section 18—W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, lot 1.....	63.83
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Total	488.95
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Simon Love, Delaware card No. 321, register No. 501:

T. 27 N., R. 16 E.—

Section 24—S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	60
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Section 25—E. $\frac{1}{2}$ of E. $\frac{1}{2}$, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, E. $\frac{1}{2}$ of W. $\frac{1}{2}$ of SE. $\frac{1}{4}$	220
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T. 27 N., R. 17 E.—

Section 19—S. 18.42 acres of lot 3, lot 4	55.32
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Section 30—NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, lots 1 and 2	84.60
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Total	419.92
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Adeline L. Lowrance, Delaware card No. 338, register No. 928:

T. 25 N., R. 17 E.—

Section 28—S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	60
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Section 29—S. $\frac{1}{2}$ of N. $\frac{1}{2}$ of SE. $\frac{1}{4}$, S. $\frac{1}{2}$ of SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, W. $\frac{1}{2}$ of SW. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	270
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Section 30—S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, W. $\frac{1}{2}$ of E. $\frac{1}{2}$ of SW. $\frac{1}{4}$, SE. $\frac{1}{4}$	280
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Section 31—NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	70
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Section 32—E. $\frac{1}{2}$ of NE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	150
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Section 33—W. $\frac{1}{2}$ of NW. $\frac{1}{4}$	80
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Total	910
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Frank Lucas, Delaware card No. 274, register No. 515:	Acres.
T. 28 N., R. 15 E.—	
Section 17—S. $\frac{1}{2}$ of SW. $\frac{1}{4}$	80
Section 18—SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	50
Section 19—E. $\frac{1}{2}$ of NE. $\frac{1}{4}$, E. $\frac{1}{2}$ of W. $\frac{1}{2}$ of NE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of SE. $\frac{1}{4}$, N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	290
Section 20—N. $\frac{1}{2}$ of NW. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	130
Section 30—E. $\frac{1}{2}$ of NW. $\frac{1}{4}$, lots 1 and 2, NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, lot 3	233. 41
Total	783. 41
Sarah E. Lumbard, Delaware card No. 51, register No. 965:	
T. 24 N., R. 21 E.—	
Section 22—NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	90
Robert J. Lunday, Delaware card No. 24, register No. 869:	
T. 25 N., R. 22 E.—	
Section 35—NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	50
T. 25 N., R. 22 E.—	
Section 36—SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, N. $\frac{1}{2}$ of SW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	210
Total	260
Alice J. Lynch, Delaware card No. 57, register No. 964:	
T. 24 N., R. 21 E.—	
Section 26—SW. $\frac{1}{4}$	160
Section 27—E. $\frac{1}{2}$ of E. $\frac{1}{2}$ of SE. $\frac{1}{4}$	40
Section 35 —W. $\frac{1}{2}$ of NE. $\frac{1}{4}$, NW. $\frac{1}{4}$, N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	290
Section 36—SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	10
Total	500
Sarah A. McCamish, Delaware card No. 47, register No. 963:	
T. 24 N., R. 22 E.—	
Section 30—Lots 1, 2, 3, 4	132. 84
William McEwin, Delaware card No. 96, register No. 398:	
T. 24 N., R. 12 E.—	
Section 25—SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, W. $\frac{1}{2}$ of SE. $\frac{1}{4}$	120
Section 36—N. $\frac{1}{2}$ of NE. $\frac{1}{4}$	80
T. 24 N., R. 13 E.—	
Section 30—Lots 1 and 2	66. 97
T. 27 N., R. 13 E.—	
Section 1—S. $\frac{1}{2}$ of NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of SE. $\frac{1}{4}$, N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, N. $\frac{1}{2}$ of SW. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	380
Section 2—NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, S. $\frac{1}{2}$ of SE. $\frac{1}{4}$, S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	160
T. 27 N., R. 14 E.—	
Section 5—NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, SW. 10 acres of lot 4.	90
Section 6—Lots 1 and 2, S. $\frac{1}{2}$ of NE. $\frac{1}{4}$, lots 3 and 4, lot 5, SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$, lots 6 and 7, N. $\frac{1}{2}$ of SE. $\frac{1}{4}$, N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	561. 38
Section 7—NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	90
Section 8—S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, SE. $\frac{1}{4}$	300
Section 9—SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	10
Section 16—W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	20
Total	1, 878. 35

John D. Marker, Delaware card No. 5, register No. 983:	Acres.
T. 24 N., R. 21 E.—	
Section 8—E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	60
Section 9—SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, S. $\frac{1}{2}$ of NW. $\frac{1}{4}$	110
Section 16—N. $\frac{1}{2}$ of N. $\frac{1}{2}$, N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	410
Section 17—NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	70
Total	650
John Marshall, Delaware card No. 370, register No. 401:	
T. 25 N., R. 13 E.—	
Section 25—E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	30
Jesse Miller, Delaware card No. 291, register No. 621:	
T. 25 N., R. 16 E.—	
Section 27—W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	20
Section 34—N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	20
Total	40
Silas Miller, Delaware card No. 164, register No. 381:	
T. 25 N., R. 13 E.—	
Section 11—SW. $\frac{1}{4}$, S. $\frac{1}{2}$ of NW. $\frac{1}{4}$, S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	260
Section 14—SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, W. $\frac{1}{2}$ of E. $\frac{1}{2}$ of NW. $\frac{1}{4}$, W. $\frac{1}{2}$ of NW. $\frac{1}{4}$	130
Total	390
Stephen A. Miller, Delaware card No. 272, register No. 898:	
T. 26 N., R. 14 E.—	
Section 28—NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	210
T. 26 N., R. 16 E.—	
Section 6—S. $\frac{1}{2}$ of S. $\frac{1}{2}$ of NE. $\frac{1}{4}$, S. 20 acres of lot 3, SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, S. 19.71 acres of lot 4, lots 5, 6, and 7, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$, SE. $\frac{1}{4}$	478.87
Section 7—W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, lot 1.....	99.98
Total	788.85
William W. Nicholas, Delaware card No. 295, register No. 90:	
T. 25 N., R. 16 E.—	
Section 24—N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	20
Section 25—E. $\frac{1}{2}$ of NE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	110
Total	130
Carrie V. Overlees, Delaware card No. 125, register No. 506:	
T. 26 N., R. 12 E.—	
Section 1—W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	20
Section 25—SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	130
Total	150
Annie Paradee, Delaware card No. 188, register No. 921:	
T. 26 N., R. 13 E.—	
Section 17—SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	50
Section 18—E. $\frac{1}{2}$ of SE. $\frac{1}{4}$	80
Section 19—E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	20
Total	150

Job B. Parker, Delaware card No. 204, register No. 60:

Acres.

T. 28 N., R. 13 E.—

Section 8—SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$, N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	180
Section 28—W. $\frac{1}{2}$ of W. $\frac{1}{2}$ of SW. $\frac{1}{4}$	40
Section 29—E. $\frac{1}{2}$ of SE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, S. $\frac{1}{2}$ of SW. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, W. $\frac{1}{2}$ of W. $\frac{1}{2}$ of NW. $\frac{1}{4}$	360
Section 30—E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, E. $\frac{1}{2}$	340
Section 31—NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	190
Section 32—N. $\frac{1}{2}$	320

Total	1,430
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Mary Parker, Delaware card No. 339, register No. 357:

T. 24 N., R. 17 E.—

Section 15—S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	60
Section 16—S. $\frac{1}{2}$ of N. $\frac{1}{2}$ of SE. $\frac{1}{4}$, S. $\frac{1}{2}$ of SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, W. $\frac{1}{2}$ of SW. $\frac{1}{4}$	260
Section 17—NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	10
Section 21—N. $\frac{1}{2}$ of N. $\frac{1}{2}$	160
Section 22—NW. $\frac{1}{4}$	160

Total	590
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John Parks, Delaware card No. 195, register No. 715:

T. 28 N., R. 13 E.—

Section 5—SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	40
Section 6—SE. $\frac{1}{4}$	160
Section 7—W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	50
Section 8—W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	60
Section 9—SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, W. $\frac{1}{2}$ of SE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	200
Section 10—S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$, E. $\frac{1}{2}$ of W. $\frac{1}{2}$ of SW. $\frac{1}{4}$	180
Section 13—S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	20
Section 24—NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	90

T. 28 N., R. 14 E.—

Section 18—Lot 4.....	30.04
Section 19—W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, lots 1, 2, and 3, N. 15.43 acres of lot 4, W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	186.73

Total	1,016.77
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Patiacow, Delaware card No. 80, register No. 40:

T. 25 N., R. 12 E.—

Section 36—E. $\frac{1}{2}$ of SE. $\frac{1}{4}$, E. $\frac{1}{2}$ of W. $\frac{1}{2}$ of SE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	130
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T. 26 N., R. 12 E.—

Section 24—S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	30
Section 25—NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	50

T. 25 N., R. 13 E.—

Section 31—SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$, lots 2, 3, and 4.....	240.07
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T. 26 N., R. 13 E.—

Section 30—W. 21.15 acres of lot 1.....	21.15
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Total	471.22
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Lizzie Peacock, Delaware card No. 211, register No. 39:

Acres

T. 25 N., R. 13 E.—

Section 3—S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ 30Section 4—SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ 70Section 9—NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ 110Section 10—W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ 60

Total 270

Eliza Peterson, Delaware card No. 83, register No. 705:

T. 27 N., R. 13 E.—

Section 23—NE. $\frac{1}{4}$, W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ 330Section 24—W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ 80

Total 410

Jefferson D. Sarcxie, Delaware card No. 351, register No. 296:

T. 26 N., R. 13 E.—

Section 15—SW. $\frac{1}{4}$, S. $\frac{1}{2}$ of S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ 200Section 16—SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ 210Section 21—NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ 260Section 22—W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ 100

Total 770

John Sarcxie, Delaware card No. 207, register No. 633:

T. 26 N., R. 12 E.—

Section 24—S. $\frac{1}{2}$ of NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of SE. $\frac{1}{4}$, N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ 190

T. 25 N., R. 13 E.—

Section 3—SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ 230Section 9—S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ 60Section 10—NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ 60Section 15—S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ 100

Total 640

Mary D. Sarcxie, Delaware card No. 126, register No. 556:

T. 25 N., R. 13 E.—

Section 3—Lots 3 and 4 80.15

Section 4—Lot 1, N. 20.04 acres of lot 2, SE. 10 acres of lot 2 70.12

T. 26 N., R. 13 E.—

Section 33—NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, W. $\frac{1}{2}$ of SE. $\frac{1}{4}$, S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ 200Section 34—SE. $\frac{1}{4}$, S. $\frac{1}{2}$ of SW. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ 260

Total 810.27

John Secondine, Delaware card No. 62, register No. 481:

T. 25 N., R. 19 E.—

Section 32—E. $\frac{1}{2}$ of NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, W. $\frac{1}{2}$ of SW. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ 320

Total 320

Simon Secondine, Delaware card No. 310, register No. 896:

	Acres.
T. 25 N., R. 14 E.—	
Section 29—S. $\frac{1}{2}$ of NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of SE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, NW. $\frac{1}{4}$	380
Section 30—NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	90
T. 26 N., R. 15 E.—	
Section 1—Lots 1 and 2, S. $\frac{1}{2}$ of NE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SE. $\frac{1}{4}$, E. $\frac{1}{2}$ of W. $\frac{1}{2}$ of SE. $\frac{1}{4}$, SE. 10 acres of lot 3.....	200.04
Total.....	760.04

William H. Shailer, Delaware card No. 173, register No. 338:

T. 27 N., R. 13 E.—	
Section 21—S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	100
Section 27—SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$, S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, NW. $\frac{1}{4}$	550
Section 28—NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of N. $\frac{1}{2}$ of SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, E. $\frac{1}{2}$ of NW. $\frac{1}{4}$	290
Section 34—N. $\frac{1}{2}$ of NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, E. $\frac{1}{2}$ of NW. $\frac{1}{4}$, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	340
Total.....	1,280

James Shaw, Delaware card No. 345, register No. 580:

T. 27 N., R. 13 E.—	
Section 1—N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, lots 3 and 4.....	101.20
Section 2—SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, lots 1, 2, 3, and 4.....	283.32
Section 3—NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	10
T. 28 N., R. 13 E.—	
Section 36—N. $\frac{1}{2}$ of N. $\frac{1}{2}$ of SE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	70
Total.....	464.52

George F. Smith, Delaware card No. 294, register No. 879:

T. 24 N., R. 14 E.—	
Section 12—E. $\frac{1}{2}$ of E. $\frac{1}{2}$ of NE. $\frac{1}{4}$, E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	60
T. 26 N., R. 15 E.—	
Section 1—N. 20.07 acres of lot 4.....	20.07
Section 2—N. 20.11 acres of lot 1, lot 2, N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	80.28
T. 27 N., R. 15 E.—	
Section 35—W. $\frac{1}{2}$ of W. $\frac{1}{2}$ of NE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SE. $\frac{1}{4}$	160
Section 36—NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	90
T. 26 N., R. 16 E.—	
Section 4—E. $\frac{1}{2}$ of SW. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	120
Total.....	430.35

Sallie O. Smith, Delaware card No. 260, register No. 203:

T. 25 N., R. 15 E.—	
Section 7—E. $\frac{1}{2}$ of E. $\frac{1}{2}$ of SE. $\frac{1}{4}$, W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	60
Section 8—SW. $\frac{1}{4}$	160
Section 17—N. $\frac{1}{2}$ of NW. $\frac{1}{4}$	80
Section 18—NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	60
Total.....	360

William C. Smith, Delaware card No. 261, register No. 205:

Acres.

T. 23 N., R. 16 E.

Section 6—SW. $\frac{1}{4}$ of lot 2, W. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, S. 20 acres of lot 3, S. 19.68 acres of lot 4, lots 5, 6, and 7, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, W. $\frac{1}{2}$ of SE. $\frac{1}{4}$, W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	418.41
Section 7—E. $\frac{1}{2}$ of NW. $\frac{1}{4}$, lots 1 and 2	159.73
Section 8—Lot 9, E. 10 acres of lot 8, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	106.35
Total	684.49

Mary Spybuck, Delaware card No. 182, register No. 882:

T. 21 N., R. 13 E.—

Section 19—W. $\frac{1}{2}$ of E. $\frac{1}{2}$ of NW. $\frac{1}{4}$, W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, lots 1, 2, and 4	179.80
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John R. Stout, Delaware card No. 271, register No. 460:

T. 26 N., R. 15 E.—

Section 10—SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	10
Section 11—W. $\frac{1}{4}$	320
Section 14—W. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, NW. $\frac{1}{4}$	220
Section 15—E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	20
Section 26—S. $\frac{1}{2}$ of N. $\frac{1}{2}$ of SW. $\frac{1}{4}$, S. $\frac{1}{2}$ of SW. $\frac{1}{4}$	120
Section 27—NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, S. $\frac{1}{2}$ of N. $\frac{1}{2}$ of SE. $\frac{1}{4}$, S. $\frac{1}{2}$ of SE. $\frac{1}{4}$, E. $\frac{1}{2}$ of W. $\frac{1}{2}$ of E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	470
Section 34—NE. $\frac{1}{4}$	160
Section 35—NW. $\frac{1}{4}$	160
Total	1,480

John W. Stout, Delaware card No. 263, register No. 545:

T. 26 N., R. 14 E.—

Section 21—SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	10
Section 31—N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	20

T. 27 N., R. 15 E.—

Section 36—S. $\frac{1}{2}$ of S. $\frac{1}{2}$ of NE. $\frac{1}{4}$, SE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	220
Total	250

Jonas Swannock, Delaware card No. 157, register No. 360:

T. 26 N., R. 13 E.—

Section 26—W. $\frac{1}{2}$ of	320
Section 35—E. $\frac{1}{2}$ of NW. $\frac{1}{4}$	80

T. 27 N., R. 13 E.—

Section 6—S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	80
Section 15—NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	60
Section 16—SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, E. $\frac{1}{2}$ of E. $\frac{1}{2}$ of SE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	60
Total	600

Mary Thursday, Delaware card No. 87, register No. 627:

T. 26 N., R. 12 E.—

Section 13—SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, W. $\frac{1}{2}$ of SE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$	240
Section 24—W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, E. $\frac{1}{2}$ of NW. $\frac{1}{4}$	140
Total	380

		Acres.
Edson Washington, Delaware card No. 53, register No. 672:		
T. 26 N., R. 14 E.—		
Section 31—NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$		10
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George Washington, Delaware card No. 198, register No. 193:		
T. 28 N., R. 13 E.—		
Section 20—SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, S. $\frac{1}{2}$ of SE. $\frac{1}{4}$, S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$		200
Section 28—NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$		10
Section 29—N. $\frac{1}{2}$ of NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of S. $\frac{1}{2}$ of NE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$		210
Total.....		440
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James Washington, Delaware card No. 1, register No. 676:		
T. 26 N., R. 23 E.—		
Section 7—N. $\frac{1}{2}$ of NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of S. $\frac{1}{2}$ of NE. $\frac{1}{4}$		120
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Mary Washington, Delaware card No. 198, register No. 61:		
T. 27 N., R. 12 E.—		
Section 1—Lot 1, NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$		50.09
T. 28 N., R. 12 E.—		
Section 36—NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$		100
T. 27 N., R. 13 E.—		
Section 6—NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, W. 20.18 acres of lot 3, lots 4 and 5.....		111.16
T. 28 N., R. 13 E.—		
Section 31—W. $\frac{1}{2}$ of E. $\frac{1}{2}$ of SW. $\frac{1}{4}$, lots 3 and 4.....		120.84
Total.....		382.09
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William Washington, Delaware card No. 137, register No. 829:		
T. 22 N., R. 12 E.—		
Section 13—N. $\frac{1}{2}$ of N. $\frac{1}{2}$ of SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$		60
Section 24—SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$		30
T. 22 N., R. 13 E.—		
Section 18—S. 18.13 acres of lot 1, lots 2, 3, and 4.....		127
Section 19—Lots 1 and 2.....		72.28
Total.....		289.28
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Hannah Webber, Delaware card No. 292, register No. 465:		
T. 27 N., R. 13 E.—		
Section 11—SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$		30
Section 12—W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$		20
Section 13—NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, W. $\frac{1}{2}$ of NW. $\frac{1}{4}$		160
Section 23—NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$		10
Section 24—NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$		10
T. 28 N., R. 14 E.—		
Section 35—NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$		10
Total.....		240
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Mary White, Delaware card No. 92, register No. 568:		
T. 26 N., R. 17 E.—		
Section 9—SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SE. $\frac{1}{4}$		120
Section 10—SW. $\frac{1}{4}$		160
Total.....		280
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Mary White, Delaware card No. 93, register No. 47:		
T. 24 N., R. 13 E.—		
Section 28—N. $\frac{1}{2}$ of NW. $\frac{1}{4}$		80
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Albert Whiteturkey, Delaware card No. 89, register No. 978:		Acres.
T. 26 N., R. 13 E.—		
Section 7—SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$		20
Section 8—S. $\frac{1}{2}$ of SW. $\frac{1}{4}$, S. $\frac{1}{2}$ of N. $\frac{1}{2}$ of SW. $\frac{1}{4}$		120
Total		140
Dutch Whiteturkey, Delaware card No. 168, register No. 77:		
T. 27 N., R. 13 E.—		
Section 17—NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$		40
Section 18—E. $\frac{1}{2}$ of SE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, SW. of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, S. 20.97 acres of of lot 4		240.97
Total		280.97
Robert Whiteturkey, Delaware card No. 118, register No. 79:		
T. 26 N., R. 13 E.—		
Section 18—S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, S. $\frac{1}{2}$ of NE. $\frac{1}{4}$, W. $\frac{1}{2}$ of SE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$		230
Section 19—NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$		40
T. 27 N., R. 13 E.—		
Section 15—S. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$		160
Section 22—N. $\frac{1}{2}$ of N. $\frac{1}{2}$ of NE. $\frac{1}{4}$		40
Total		470
Samuel Whiteturkey, Delaware card No. 192, register No. 80:		
T. 26 N., R. 13 E.		
Section 17—E. $\frac{1}{2}$ of SW. $\frac{1}{4}$, E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$		270
T. 27 N., R. 14 E.—		
Section 19—NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, SE. 10 acres of lot 3, SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$		80
Section 30—N. $\frac{1}{2}$ of NE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$		200
Total		550
John R. Willey, Delaware card No. 305, register No. 642:		
T. 26 N., R. 14 E.—		
Section 10—SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$		230
Section 15—N. $\frac{1}{2}$ of		320
Section 21—SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, S. $\frac{1}{2}$ of SW. $\frac{1}{4}$, S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$		110
Section 28—NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, W. $\frac{1}{2}$ of E. $\frac{1}{2}$ of NW. $\frac{1}{4}$, W. $\frac{1}{2}$ of NW. $\frac{1}{4}$		130
Total		790
Samuel Williams, Delaware card No. 77, register No. 689:		
T. 27 N., R. 13 E.—		
Section 7—SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$		40
Section 8—W. $\frac{1}{2}$ of W. $\frac{1}{2}$ of NE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, E. $\frac{1}{2}$ of NW. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$		300
Section 17—W. $\frac{1}{2}$ of NE. $\frac{1}{4}$, E. $\frac{1}{2}$ of NW. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$		200
Total		540

Amanda Wilson, Delaware card No. 268, register No. 732:

Acres.

T. 25 N., R. 13 E.—	
Section 25—NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	40
T. 26 N., R. 15 E.—	
Section 2—S. $\frac{1}{2}$ of N. $\frac{1}{2}$ of SW. $\frac{1}{4}$, S. $\frac{1}{2}$ of SW. $\frac{1}{4}$	120
Section 3—S. $\frac{1}{2}$ of SE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SW. $\frac{1}{4}$, S. $\frac{1}{2}$ of NW. $\frac{1}{4}$, SE. 10 acres of lot 3.....	340
Section 4—Lots 1 and 2, S. $\frac{1}{2}$ of NE. $\frac{1}{4}$, SE. $\frac{1}{4}$	321. 42
Section 9—E. $\frac{1}{2}$ of NE. $\frac{1}{4}$, E. $\frac{1}{2}$ of W. $\frac{1}{2}$ of NE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	130
Section 10—N. $\frac{1}{2}$	320
Section 11—E. $\frac{1}{2}$	320
Section 12—SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, N. $\frac{1}{2}$ of SW. $\frac{1}{4}$, N. $\frac{1}{2}$ of S. $\frac{1}{2}$ of SW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, S. $\frac{1}{2}$ of NW. $\frac{1}{4}$	280
T. 27 N., R. 15 E.—	
Section 33—S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, S. $\frac{1}{2}$ of SE. $\frac{1}{4}$	110
T. 27 N., R. 16 E.—	
Section 26—SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	150
Section 27—SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, S. $\frac{1}{2}$ of NE. $\frac{1}{4}$, SE. $\frac{1}{4}$	270
Total.....	2, 401. 42

Joshua Wilson, Delaware card No. 340, register No. 520:

T. 24 N., R. 17 E.—	
Section 15—NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$	70
Section 16—NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of N. $\frac{1}{2}$ of SE. $\frac{1}{4}$, E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$	220
Section 17—N. $\frac{1}{2}$ of NE. $\frac{1}{4}$	80
Total.....	370

James Wilson, Delaware card No. 144, register No. 599:

T. 26 N., R. 13 E.—	
Section 29—W. $\frac{1}{2}$ of SW. $\frac{1}{4}$, E. $\frac{1}{2}$ of NW. $\frac{1}{4}$, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	200
Section 30—SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	110
Section 31—NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$	10
Total.....	320

Mary Wilson, Delaware card No. 78, register No. 722:

T. 27 N., R. 13 E.—	
Section 11—NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$	120
Section 12—SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, NW. $\frac{1}{4}$	230
T. 27 N., R. 14 E.—	
Section 8—SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, SW. $\frac{1}{4}$	170
Section 17—N. $\frac{1}{2}$ of NW. $\frac{1}{4}$	80
Total.....	600

Thomas Wilson, Delaware card No. 343, register No. 747:

T. 25 N., R. 16 E.—	
Section 25—W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$	100
Section 26—N. $\frac{1}{2}$ of NE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$	200
Section 36—W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$	50
Total.....	350

William Wilson, Delaware card No. 184, register No. 136:		Acres.
T. 28 N., R. 12 E.—		
Section 12—S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$		20
Section 13—SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of SE. $\frac{1}{4}$, N. $\frac{1}{2}$ of S. $\frac{1}{2}$ of SE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, N. $\frac{1}{2}$ of SW. $\frac{1}{4}$, E. $\frac{1}{2}$ of NW. $\frac{1}{4}$, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$		490
Section 14—S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$		30
Section 24—SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, W. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$		70
T. 28 N., R. 13 E.—		
Section 15—NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, W. $\frac{1}{2}$ of SW. $\frac{1}{4}$..		200
Section 16—E. $\frac{1}{2}$ of E. $\frac{1}{2}$ of SE. $\frac{1}{4}$		40
Section 18—SW. 11.84 acres of lot 2, N. 21.71 acres of lot 4.		33.55
Total		883.55
Henry Wolfe, Delaware card No. 72, register No. 427:		
T. 28 N., R. 19 E.—		
Section 1—SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, S. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, S. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, N. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, W. $\frac{1}{2}$ of SE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$..		190
Section 2—N. $\frac{1}{2}$ of S. $\frac{1}{2}$ of SE. $\frac{1}{4}$, N. $\frac{1}{2}$ of SW. $\frac{1}{4}$, W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$..		140
Section 3—Lots 1, 2, and 3, S. $\frac{1}{2}$ of NE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, N. $\frac{1}{2}$ of SE. $\frac{1}{4}$, W. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$..		247.34
T. 29 N., R. 19 E.—		
Section 32—E. $\frac{1}{2}$ of SE. $\frac{1}{4}$		80
Total		657.34
John Yellowjacket, Delaware card No. 149, register No. 437:		
T. 27 N., R. 12 E.—		
Section 1—SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, W. $\frac{1}{2}$ of W. $\frac{1}{2}$ of SE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$		180
Section 12—W. $\frac{1}{2}$ of NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, E. $\frac{1}{2}$ of NW. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, E. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$		230
T. 27 N., R. 14 E.—		
Section 16—NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$		10
Total		240
John Young, Delaware card No. 74, register No. 219:		
T. 27 N., R. 12 E.—		
Section 1—NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, N. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, lots 2 and 3		160.76
T. 28 N., R. 12 E.—		
Section 25—S. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, W. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, S. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$..		140
Section 36—W. $\frac{1}{2}$ of E. $\frac{1}{2}$ of NE. $\frac{1}{4}$, E. $\frac{1}{2}$ of W. $\frac{1}{2}$ of NE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, W. $\frac{1}{2}$ of NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$, E. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, E. $\frac{1}{2}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$		220
T. 28 N., R. 14 E.—		
Section 29—SW. $\frac{1}{4}$		160
Total		680.76
Matilda Zane, Delaware card No. 232, register No. 229:		
T. 27 N., R. 16 E.—		
Section 30—SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, SE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$		290
T. 26 N., R. 17 E.—		
Section 29—N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$		20
Total		310

No. 174.

DEPARTMENT OF THE INTERIOR,
Washington, January 13, 1904.

The COMMISSIONER OF INDIAN AFFAIRS.

SIR: The Department is in receipt of your report dated January 12, 1904, transmitting therewith a report from the chairman of the Commission to the Five Civilized Tribes, dated January 6, 1904, forwarding the report of the Commission, dated December 31, 1903, relative to "the Delaware segregation."

You state that "the report and schedules, together with the previous correspondence relating to this subject, have been carefully considered, and I can not recommend the approval of the schedules." You also state that one copy of the Commission's report of December 31, 1903, has been retained by your office; that all the other papers received with the chairman's report of January 6, except the copy of the Commission's report informally furnished the Department, are inclosed therewith.

You have not given the Department any reasons why you "can not recommend the approval of the schedules." In view of the very great importance of a proper determination of this matter, you are requested to make further report and to state therein specifically the reasons why said schedules ought not, in your judgment, to be approved, in order that the Department may be fully informed in the premises.

You are requested to make your action special in this case.

Respectfully,

E. A. HITCHCOCK, *Secretary.*

No. 175.

DEPARTMENT OF THE INTERIOR,
Washington, January 13, 1904.

The ASSISTANT ATTORNEY-GENERAL FOR THE INTERIOR DEPARTMENT.

SIR: The Department is in receipt of a communication from the Commissioner of Indian Affairs, dated January 12, 1904, transmitting a report of the chairman of the Commission to the Five Civilized Tribes, dated January 6, 1904, forwarding a report of the Commission, dated December 31 last, concerning the Delaware segregation.

Inasmuch as the instructions to the Commission were prepared in your Office, I have to request your opinion whether the schedules submitted have been prepared in accordance with the directions of the Department, and whether they ought to be approved.

The report of the Commission and the schedules have been made in triplicate, one copy of the report being retained in the Office of the Commissioner of Indian Affairs. A copy of the communication of the Commissioner, a copy of the letter of the chairman of the Commission, the report of the Commission, one copy of each of the papers transmitted therewith, are inclosed for your consideration.

Action is requested as early as practicable.

Respectfully,

E. A. HITCHCOCK, *Secretary.*

No. 176.

DEPARTMENT OF THE INTERIOR, OFFICE OF INDIAN AFFAIRS,
Washington, January 15, 1904.

The SECRETARY OF THE INTERIOR.

SIR: The Office is in receipt of Department letter of January 13, 1904, in which the office is directed to give specific reasons why the schedules transmitted by the Commission on January 6, 1904, and forwarded with Office report of January 12, relating to the Delaware segregation, should not in the judgment of the Office be approved.

In reply attention is respectfully invited to the Commission's report of December 31, 1903, concerning said schedules, and the statements therein contained seem to this Office to be sufficient reasons to prevent the approval of said schedules. The Office will not attempt at this time to review all of the statements contained in said report, which indicate to it that the schedules ought not to be approved, and will

therefore only invite attention to such statements therein as are considered by the Office of more than ordinary importance in indicating that the schedules do not comply with the requirements of the law.

The Delaware-Cherokee agreement of April 8, 1867, provides among other things:

"The selections of lands to be purchased by the Delawares may be made by said Delawares in any part of the Cherokee Reservation east of said line 96 degrees not already selected and in possession of other parties; and in case the Cherokee lands shall hereafter be allotted among the members of said nation, it is agreed that the aggregate amount of land herein provided for the Delawares, to include their improvements according to legal subdivisions when surveys are made (that is to say, 160 acres for each individual), shall be guaranteed to each Delaware incorporated by these articles in the Cherokee Nation; nor shall the continued ownership and occupancy of said land by any Delaware so registered be interfered with in any manner whatever without his consent."

Section 23 of the Cherokee agreement, ratified August 7, 1902, which is the only Cherokee agreement that was ratified by the tribe and confirmed by Congress, declares that the Delaware Indians, who are members of the Cherokee Nation, shall share in the distribution of lands and funds of the Cherokee tribe, as their rights may be determined by the Court of Claims or the Supreme Court of the United States in the suit authorized to be brought by section 25 of the act of June 28, 1898, and that if said suit has not been determined by the court before the Commission is ready to begin the allotment of the lands belonging to the Cherokee Nation "the Commission shall cause to be segregated 157,600 acres of land, including lands which have been selected and occupied by Delawares in conformity to the provisions of their agreement with the Cherokees, dated April 8, 1867, such lands so to remain subject to disposition according to such judgment as may be rendered in said cause."

On page 30 of the Commission's report of December 31 last, the following appears:

"It is urged that these lands are of the best lands, and that those now taken from the public domain by the Commission are, generally speaking, of much lower grade and value."

The lands referred to by the Commission as of the best grade are those included in the segregation or alleged segregation as made by the Commission or as claimed to have been made by the Commission December 17, 1902, as subsequently modified by agreement between the attorneys representing the Cherokee Nation and the Delawares, respectively, January 23, 1903. Referring to the above quotation from page 30 of the Commission's report, attention is invited to the fact that the Commission on this page of said report also says:

"This is true. It is also true that if the Commission could find average land available for this segregation it would, as a matter of justice both to the Delaware claimants and the Cherokee Nation, select such lands to complete the segregation to the amount required by law."

The Commission here states that the lands included in the schedules now under consideration, at least that part selected from the public domain, is of an inferior grade, and such admission appears to this office to be an indication that "a matter of justice" has not been accorded the Delaware Indians.

The Office did not recommend the original segregation. It was transmitted with office report of April 30, 1903, and the position was taken that it was the duty of the Commission to investigate and determine whether the lands segregated by them were in the possession of the Delaware citizens. The Commission also says:

"If they have improved land in excess of what they are considered entitled to as Delawares, they, under the practice of the Commission, can and do still have such land set aside for them, in addition to what we have reserved from the public domain, to the value of 110 average acres, the allotable right and interest of a Cherokee."

This office understands that it is the duty of the Commission under the law to segregate the 157,600 acres "selected and occupied by Delawares;" that the "practice of the Commission" has nothing whatever to do with the matter, and that the law governs. It is also said:

"Every Delaware not found in possession of land is recognized in what is taken from the public domain, and still he also can at any time have reserved for him a regular Cherokee allotment."

With this statement the Office does not agree. It does not now and never has believed that a registered Delaware has any right to share in the residue of Cherokee lands remaining after the Delaware segregation shall have been made. However, this is a matter to be determined by the court and not by the Commission, this office, or the Department, and the above remarks are made simply for the purpose of pointing out the inconsistency of the Commission's report in this particular.

On page 12 of the Commission's report of December 31 last the following appears:

Total acreage of land of different classes found to constitute the Adams and Logan list of land, as per the records of the Commission.

	Acres.
Held by registered Delawares with no adverse individual claimants.....	61, 006. 97
Held by registered Delawares, but having adverse claimants.....	1, 550. 22
Held by nonregistered Delawares with no adverse claimants.....	26, 258. 49
Held by nonregistered Delawares, but having adverse claimants.....	1, 358. 59
Held by Cherokees.....	39, 120. 45
Held by unidentified parties.....	11, 103. 63
Public domain.....	17, 102. 44
In town sites:	
Approved.....	48. 87
Not approved.....	55. 00
Total of the Adams and Logan segregation.....	157, 604. 66

Of the lands above indicated there are—

	Acres.
Held by the Delawares, with no adverse claimants.....	61, 006. 97
Held by nonregistered Delawares, no adverse claimants.....	26, 258. 49
Held by unidentified parties.....	11, 103. 63
Public domain.....	17, 102. 44
Total.....	115, 471. 53

From the above it will be readily seen that of the lands in the alleged original segregation 115,471.53 acres are not claimed by Cherokee citizens, and of this amount 17,102.44 acres is public domain; yet the Commission, as shown by page 28 of their report, has only included in the schedules under consideration 20,609.45 acres of the land in the alleged original segregation, which is only 3,507.01 acres more than the area of public domain contained in the original segregation. Page 28 of the Commission's report shows that 136,995.25 acres of the land included in present proposed segregation were not included in the original segregation, and page 30 of said report shows that these lands were selected from the public domain, and, as hereinbefore stated, it is also shown on the page last mentioned that said lands are of an inferior quality.

Much stress is laid upon the opinion of the First Assistant Attorney-General for the Interior Department, now Assistant Attorney-General for the Department, of October 5, 1897, in which the present contentions of the Delawares were considered as untenable. Said opinion the Office does not understand has anything whatever to do with the duties of the Commission in the premises. It was rendered long prior to the Cherokee agreement and several months before the passage of the Curtis Act. Since the passage of the Curtis Act the powers, duties, and obligations of the Commission, in so far at least as the Delaware segregation is concerned, have been plain, and in fact mandatory.

On pages 23 and 24 of the Commission's report the position is taken that it is the duty of the Commission to construe the meaning of the Delaware-Cherokee agreement of April 8, 1867, and that "the legal duty is clear and mandatory." It appears to the Office that this is the very question that is now pending before the Supreme Court of the United States in the Delaware-Cherokee suit, and that the Delawares will share in the Cherokee lands in accordance with the construction put upon said agreement by the court and not in accordance with the construction put upon said agreement by the Commission. As was said by this Office in report of April 3, 1903, it does not believe that the Department or the Commission has anything to do with the effect which the segregation may have on the final determination of the suit now pending, and that it is not believed "that to comply by the Commission with the statutory directions" will "in any wise prejudice the rights of either party in interest." The Commission seems to be of the opinion that R. C. Adams by purchasing improvements on Cherokee lands, alleged by him to be for the benefit of the Delawares, "has revealed as the most ingenious, persistent, and comprehensive scheme under the pretext of the law to hold land for personal benefit and contrary to law, and to appropriate the lawful holdings of others without their knowledge or consent that the Commission has yet come in contact with." At the same time, on page 11 of their report, the following appears:

It was intended to send you a list of this land grouped into totals of individual holdings, and we hope to send you such an arrangement of the data in a short time.

But a present partial examination shows the following Cherokee citizens to be among the principal holders of these lands and the amounts of their holdings:

	Acres.
Robert L. Owen.....	6,931.75
Francis B. Fite.....	2,579.98
Edward L. Halsell.....	1,462.62
Jacob H. Bartles.....	1,149.62
Total.....	12,123.97

Adams claims to have purchased these improvements for the benefit of the Delaware Indians and not for his own personal benefit or gain. In fact, the Commission's report shows that on December 23, 1903, with reference to this subject, Hon. James K. Jones, as counsel for Mr. Adams, advised the Commission as follows:

"That for the purpose of inducing you to include these lands in the Delaware segregation for the benefit of his people, and subject to the action of the Supreme Court, he stands ready to, and hereby proposes to, convey all such lands in any way that you may suggest to any committee of Delaware Indians, to be selected by you or your Commission, to be held by them under the direction of your Commission for the sole benefit of the Delaware tribe of Indians."

On the other hand, to illustrate, it appears that Francis B. Fite is holding possession of 2,579.98 acres of land in the Cherokee Nation. Mr. Fite and the members of his family may be entitled to lands to this extent, but it is hardly probable that the members of any one Cherokee family will be entitled to such an area "of the best lands" of the Cherokee Nation, and section 18 of the Cherokee agreement declares that it shall be unlawful after ninety days from the ratification of the agreement for any member of the tribe to hold possession of "more lands in value than that of 110 acres of the average allotable lands of the Cherokee Nation, either for himself or for his wife, or for each of his minor children, if members of said tribe," and section 19 thereof provides that any person convicted of so holding excess lands shall be punished by a fine of not less than \$100, and that each day upon which such offense is committed or continued shall be deemed a separate offense.

It is believed proper to remark that in the opinion of this Office the Commission to the Five Civilized Tribes should be directed to ascertain and report whether the persons mentioned in their report, or any other person or persons, are holding more lands than they and the members of their family are entitled to.

The Commission to the Five Civilized Tribes seems to be of the opinion that the Delaware Indians should have selected the lands they intended to take in accordance with the provisions of the Delaware-Cherokee agreement at the time they removed to the Indian Territory, shortly after April 8, 1867.

It appears that the Commission has entirely overlooked the fact that the Cherokee Nation was not surveyed until nearly thirty years subsequent to the date of said agreement, and in fact the survey was not finally completed until more than thirty years after the date of that agreement had elapsed. The survey was first authorized by the act of Congress approved March 2, 1895 (28 Stat. L., 876-900), and the field work, the Office is advised by the Geological Survey, was not completed until about July 1, 1898, consequently the Delaware Indians or Cherokee citizens could not prior to that date have selected their lands by legal subdivisions.

The Commission's report shows that of the land contained in the alleged original segregation 115,471.53 acres is not claimed by any person other than a Delaware Indian, unless the 11,103.63 acres claimed by unidentified persons is claimed by Cherokees, and the 17,102.44 acres public domain is also so claimed, but such claim is not shown by the Commission's report; yet of this area but 20,609.45 acres are included in the new schedules, and this fact is in itself, the Office believes, sufficient to prevent the approval of the schedules transmitted with Office report of January 12, 1904.

On page 20 the Commission quotes from a letter from Walter S. Logan of December 3, 1903, as follows:

"The Delawares, therefore, are to make their own selections.

"The selections they have made are on file with you. The only question that can arise, therefore, is as to whether any part of the lands so selected were 'already selected and in the possession of other parties' within the meaning of the agreement.

"The phrase 'already selected and in the possession of other parties' refers, of course, to the date of the agreement—that is, April 8, 1867.

"* * * We are entitled to have segregated to us the lands which we have selected, and which were not, on April 8, 1867, 'already selected and in the possession of other parties.'"

And says:

"Mr. Logan's position need only be quoted to be understood. It hardly permits of comment.

"There are few improvements in the Cherokee Nation of so ancient a date as the 8th of April, 1867. This is particularly true of what is now the most populous and opulent part of the nation. In view of these facts, and Mr. Logan's opinion, and the general disposition manifested by these gentlemen, we can hardly be surprised at the inclusion in their list, in one way or another, of nearly 40,000 acres of the occupied lands of Cherokees, and also of some approved, as well as unapproved, town-site property. We can only be surprised that Mr. Adams should deem it necessary to buy any property at all, that they did not attempt to take more, and that Mr. Logan, perhaps for color and support, should make the following statement, as he does at the close of his letter of December 3, in speaking of the views of the honorable and distinguished attorney for the Cherokee Nation, viz:

"I had a talk with Mr. William T. Hutchings in Washington yesterday on this matter, and his views and mine seem to be in entire accord in this matter."

"It is true in part, at least, that this remarkable attempt has been made to acquire and retain large bodies of the choice and improved lands and homes of the Cherokees."

The Delaware-Cherokee agreement of 1867 authorized the Delaware Indians to "select" Cherokee lands not in the possession at the date of the agreement of any other person. Section 23 of the Cherokee agreement refers to these lands as those which "have been selected and occupied by Delawares." From the provisions of the Delaware-Cherokee agreement of 1867 and those of the Cherokee agreement ratified August 7, 1902, it is evident to this Office that the Delaware Indians have the right to select the 157,600 acres they are supposed to have purchased from the Cherokee Nation, and that they may select said lands in any part of the Cherokee Nation east "of said line of 96 degrees" unless such lands have been selected by some other person.

As to Mr. Logan's statement that the Delawares are, under the provisions of the agreement of 1867, entitled to take lands "already selected and in the possession of other parties," the Office has to say that it does not believe that this statement is borne out by either of these agreements. It appears that the Delaware Indians, as hereinbefore stated, and also Cherokee citizens, could not select their lands by legal subdivisions until about July 1, 1898, and it is not believed that Delaware citizens have the right to select lands now in the possession of other parties unless it is conclusively shown that such lands were, prior to the selection by other parties, selected by the Delawares. There does not appear to have been any time limit fixed by the agreement of 1867 in which the Delawares should make the selection referred to.

In view of the foregoing, as stated in office report of January 12, I can not recommend the approval of the schedules transmitted with that report.

Very respectfully,

W. A. JONES, *Commissioner*.

No. 177.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
Washington, January 15, 1904.

THE SECRETARY OF THE INTERIOR.

SIR: The Office is in receipt of Department letter of January 13, 1904, transmitting a copy of a resolution of the Senate of January 11, 1904, directing the Department to transmit to it copies of the report of the Commission to the Five Civilized Tribes, dated November 11, 1903, "of allotment of lands and segregation of lands in the Cherokee Nation to the Delaware Indians * * * and all other papers relating to such allotments and segregation."

You request that I transmit to the Department immediately copies of any papers on file in the Office desired by the Senate.

In reply, I have the honor to advise you that a careful search of the records and correspondence of the Office has been made, and it appears therefrom that all of the original papers and the originals of office reports, or office letters relating to this subject, are in the possession of the Department, except the following, to wit, Agent Shoenfelt's report of August 11, 1903; office letter of August 22, 1903, to Agent Shoenfelt; office telegram of September 22, 1903, to the Commission to the Five Civilized Tribes; letter of Isaac Secondine and others, dated September 11, 1903;

office reply thereto of September 22, 1903, and office letter of October 6, 1903, to the Commission to the Five Civilized Tribes, copies of which are inclosed.

Search of the records and correspondence of the Office from November 15, 1899, to date was made.

Very respectfully,

W. A. JONES, *Commissioner.*

DEPARTMENT OF THE INTERIOR,
UNITED STATES INDIAN SERVICE, UNION AGENCY,
Muscogee, Ind. T., August 11, 1903.

The COMMISSIONER OF INDIAN AFFAIRS.

SIR: I have the honor to state that I am in receipt of a communication from Richard C. Adams, the representative of the Delaware Indians, dated Washington, August 6, 1903, advising that he has been informed that certain leases have been taken in the Cherokee Nation, some covering lands claimed by Delaware Indians and marked on the maps of the Commission to the Five Civilized Tribes as Delaware segregated lands.

Mr. Adams incloses a map which purports to show the segregated lands as claimed by the Delaware Indians; also a petition for injunction against the Commission to the Five Civilized Tribes and the Secretary of the Interior, together with a temporary restraining order granted by Justice Anderson.

Mr. Adams states that he files a protest against my approving or recommending for approval any leases in the Cherokee Nation, where the same will conflict or in any manner infringe upon lands claimed by the Delaware Indians or included in tracts marked in red upon the map sent by him to me.

The map, petition, and temporary restraining order will be retained in the files of this office.

I shall be pleased to receive any instructions that the Department may have on this subject.

Very respectfully,

J. B. SHOENFELT,
United States Indian Agent.

DEPARTMENT OF THE INTERIOR, OFFICE OF INDIAN AFFAIRS,
Washington, August 22, 1903.

J. BLAIR SHOENFELT, Esq.,
United States Indian Agent, Union Agency, Muscogee, Ind. T.

SIR: I am in receipt of your letter of the 11th instant saying you have received a communication from Richard C. Adams, the representative of the Delaware Indians, dated Washington, August 6, advising you he had been informed that certain leases have been taken in the Cherokee Nation, some covering lands claimed by the Delaware Indians and marked on the maps of the Commission to the Five Civilized Tribes as Delaware segregated lands; that Mr. Adams inclosed you a map which purports to show the segregated lands as claimed by the Delaware Indians, also petition for injunction against the Commission to the Five Civilized Tribes and the Secretary of the Interior, together with a temporary restraining order granted by Justice Anderson, of the supreme court of the District of Columbia. Mr. Adams states to you that he files a protest against your approving or recommending for approval any leases in the Cherokee Nation which will conflict or in any manner infringe upon lands claimed by the Delaware Indians or included in tracts marked in red upon the map sent by him to you.

You say the map, petition, and temporary restraining order will be retained in the files of your office, and that you will be pleased to receive any instructions the Department may have to give you on the subject.

The injunction proceeding alluded to by Mr. Adams is pending in the supreme court of the District of Columbia, and the Department has raised the question of the validity of the so-called segregation by the Commission to the Five Civilized Tribes. I hope the matter will be determined in the court in the near future, but in the meantime, in case leases are submitted to you covering the lands shown by Mr. Adams's map as claimed by the Delaware Indians, that fact should be reported in connection with your submission of the lease or leases to this Office through the United States Inspector for Indian Territory.

Very respectfully,

W. A. JONES, *Commissioner.*

(Through the United States Indian Inspector for Indian Territory.)

[Telegram.]

DEPARTMENT OF THE INTERIOR, OFFICE OF INDIAN AFFAIRS,
Washington, September 22, 1903.

The COMMISSION TO THE FIVE CIVILIZED TRIBES, *Muscogee, Ind. T.:*

Referring to your telegram of September 21. Original register of Delaware Indians incorporated into the Cherokee Nation under agreement of 1867 has been lost or mislaid. Office has copy of the register of said Delawares heretofore in possession of the Cherokee authorities, presumed to be now in your possession, which was made from that register and certified to by executive secretary of the nation June 20, 1893. Also has Pratt's list of Delaware Indians, with a description of their lands, the value thereof, and the valuations of the improvements thereon, who elected to remove to the Indian country. Can not make certified copy, but will loan you either register.

A. C. TONNER, *Acting Commissioner.*

Nowata, IND. T., *September 11, 1903.*

The COMMISSIONER OF INDIAN AFFAIRS:

We, the undersigned registered Delawares, respectfully request that you cause our lands to be segregated in accordance with the treaty between the United States and the Cherokee Nation adopted on or about the 6th day of August, 1902.

Our reasons for the request are as follows:

The law requires it, and it is necessary for our protection.

It is necessary for our protection because the Delawares are not allowed to file on their land till a suit now pending in the Supreme Court is decided, while others are at liberty to file on our land, and it has been done in several instances, and the only redress we have is to begin a contest, which is very expensive and which some of us are not able to do.

It is also necessary from the fact that much land has been segregated that is not now or ever was Delaware land, but is excessive holdings among Cherokees, and is as a consequence wrongfully and unlawfully withheld from allotment, thereby depriving the Delawares, who have an insufficient amount of land, from getting what is justly theirs.

Respectfully submitted.

ISAAC SECONDINE.
 JAS. RANDALL.
 L. T. ESTES.
 C. E. BRATCHER.
 LUELLA C. ROBERTS.
 BEN CONNOR.
 LUCINDA HICKS.
 FRANK RANDALL.
 MARY WEAVER.
 JULIA HALL.
 MARY NAIRN.

DEPARTMENT OF THE INTERIOR, OFFICE OF INDIAN AFFAIRS,
Washington, September 22, 1903.

ISAAC SECONDINE and others, *Nowata, Ind. T.*

GENTLEMEN: The Office is in receipt of your communication of September 11, 1903, requesting that it cause to be segregated, in accordance with the provision of law, the lands occupied by the Delawares.

In reply, you are advised that the matter relating to the segregation of Delaware lands is now pending before the supreme court of the District of Columbia, and that this Office or the Department can take no action in the premises until such time as the court shall have rendered a decision.

Very respectfully,

A. C. TONNER, *Acting Commissioner.*

DEPARTMENT OF THE INTERIOR, OFFICE OF INDIAN AFFAIRS,
Washington, October 6, 1903.

The COMMISSION TO THE FIVE CIVILIZED TRIBES,
Muscogee, Ind. T.

GENTLEMEN: The Office is in receipt of your communication of October 3, 1903, requesting that the certified copy in the possession of the Office of the original register of Delaware Indians incorporated into the Cherokee Nation under the agreement of 1867 be forwarded to you.

You state the Commission has heretofore had the use of a copy of this register, which was borrowed from a private individual; that he has called upon the Commission for the return of the same, and it has therefore become necessary for you to secure a copy of the register for your official use.

In reply, you are advised that the certified copy of the register mentioned has been transmitted to you this date, under separate cover, by registered mail.

This copy was furnished the Office July 6, 1893, by the then acting United States Indian agent, Leo Bennett. The copy is certified to under date of June 20, 1903, by John L. Adair, the then executive secretary of the Cherokee Nation. His certificate bears the seal of the nation and is in the following language:

"I, John L. Adair, executive secretary, do hereby certify that the list of names hereto attached of the Delaware Indians incorporated in the Cherokee Nation under agreement of April 8, 1867, is a correct transcript of the record in this department as taken from the original list.

"Attest my hand and the seal of the Cherokee Nation."

You are requested to return the register for the files of this Office as soon as you shall have finished with it.

Very respectfully,

A. C. TONNER, *Acting Commissioner.*

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